

**U.S. District Court
Northern District of Ohio (Cleveland)
CIVIL DOCKET FOR CASE #: 1:06-cv-00253-AA
Internal Use Only**

01 Communique Laboratory, Inc. v. Citrix Systems, Inc.
Assigned to: Judge Ann Aldrich
Cause: 35:271 Patent Infringement

Date Filed: 02/01/2006
Date Terminated: 08/07/2009
Jury Demand: Plaintiff
Nature of Suit: 830 Patent
Jurisdiction: Federal Question

Plaintiff

01 Communique Laboratory, Inc.

Pat. # 6,928,479

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	52	Support # 2 Exhibit A# 3 Exhibit B# 4 Exhibit C# 5 Exhibit D# 6 Exhibit E# 7 Exhibit F# 8 Exhibit G# 9 Exhibit H)(Mosier, Christina) (Entered: 01/10/2007)
01/11/2007	53	Motion for attorney Jonathan W. Lent to Appear Pro Hac Vice Filing fee 100, receipt number 2286907. filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # 1 Declaration of Jonathan W. Lent)(Yanchar, Georgia) Modified text of docket entry on 1/12/2007 (B, B). (Entered: 01/11/2007)
01/11/2007	54	Motion for attorney David J. Goldstone to Appear Pro Hac Vice Filing fee 100, receipt number 2286948. filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # 1 Declaration of David J. Goldstone)(Yanchar, Georgia) Modified text of docket entry on 1/12/2007 (B, B). (Entered: 01/11/2007)
01/11/2007	55	Notice of <i>Withdrawal of Appearance for Richard B. Myrus</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Meunier, William) (Entered: 01/11/2007)
01/11/2007	56	Motion for <i>Order Setting a Scheduling Hearing</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Cipolla, John) (Entered: 01/11/2007)
01/12/2007	57	MarginalOrder denying Motion of Jonathan W. Lent for appearance pro hac vice on behalf of defendants for failure to comply with L.R. 83.5(h) (Related Doc # 53). Signed by Judge Ann Aldrich on 1-12-07.(K, V) Modified text of docket entry on 1/24/2007 (B, B). (Entered: 01/12/2007)
01/12/2007	58	MarginalOrder denying Motion for appearance of David J. Goldstone pro hac vice on behalf of defendants for failure to comply with L.R. 83.5(h) (Related Doc # 54). Signed by Judge Ann Aldrich on 1-12-07.(K, V) Modified text of docket entry on 1/24/2007 (B, B). (Entered: 01/12/2007)
01/12/2007	59	Supplement to <i>Motion for Admission Pro Hac Vice of Jonathon W. Lent</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. Related document(s) 53 . (Yanchar, Georgia) (Entered: 01/12/2007)
01/16/2007	60	Marginal Order accepting modification to motion pro hac vice and granting motion to be admitted pro hac vice in reference to Jonathan W. Lent. Signed by Judge Ann Aldrich on 1-16-07. (K,V) Modified on 2/7/2007 correcting spelling of attorney's first name and granting motion to be admitted pro hac vice per order (Gallagher, Colleen). (Entered: 01/16/2007)
01/16/2007	61	Supplement to <i>Motion for Admission Pro Hac Vice for David J. Goldstone</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. Related document(s) 54 . (Yanchar, Georgia) (Entered: 01/16/2007)
01/16/2007	62	Response to Motion for <i>Order Setting a Scheduling Hearing, With Proposed Discovery Schedule</i> , filed by 01 Communique Laboratory, Inc.. Related document(s) 56 . (Shunk, Thomas) (Entered: 01/16/2007)
01/17/2007	63	Marginal Order adding attorney David J. Goldstone for Citrix Online, LLC and Citrix Systems, Inc. and granting motion to be admitted pro hac vice for David J. Goldstone. Signed by Judge Ann Aldrich on 1-17-07. (K,V) Modified on 2/7/2007 adding motion to be admitted pro hac vice was granted per clarification with VK (Gallagher, Colleen). (Entered: 01/17/2007)
01/19/2007	64	Order that Citrix shall load all of the requested source code onto a dedicated server so that 01 can access the source code via the internet. In addition, the parties are in dispute over Citrix's refusal to produce requested patent applications. The court orders Citrix to produce all patent applications, whether pending, abandoned, published or unpublished, including their file histories and related documents that are within Citrix's possession, custody or control that relate to the accused infringing systems or asserted prior art including, but not limited to GoToMyPC, GoToAssist, GoToMeeting, DesktopStreaming, I'm InTouch and/or BuddyHelp. Signed by Judge Ann Aldrich on 1-19-07. (K,V) (Entered: 01/19/2007)
01/29/2007	65	Opposition to 52 Motion to compel discovery and <i>Production of Financial Documents</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # 1 Exhibit A, Citrix Systems' First Set of Requests for Production of Documents and Things# 2 Exhibit B, 12/4/06 letter# 3 Exhibit C, 1/2/07 letter# 4 Exhibit D, 1/5/07 letter# 5 Exhibit E, 1/19/07 letter# 6 Exhibit F, FILED UNDER SEAL# 7 Exhibit G, 10/17/06 letter# 8 Exhibit H, 10/26/06 letter# 9 Exhibit I, 10/24/06 letter# 10 Exhibit J, 11/1/06 letter# 11 Exhibit K, Plaintiff's Responses to Defendants' First Set of Interrogatories# 12 Exhibit L, 9/28/06 letter# 13 Exhibit M, 10/12/06 letter# 14 Exhibit N, Plaintiff's First Set of Requests for Production of Documents)(Cipolla, John) (Entered: 01/29/2007)
01/29/2007	66	Reply to 56 Motion for <i>Order Setting a Scheduling Hearing</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # 1 Exhibit A, 1/23/07 letter to Sheehan# 2 Exhibit B, 1/19/07 letter to Blasi# 3 Exhibit C, 9/15/06 letter to Sheehan# 4 Exhibit D, 10/12/06 letter to Sheehan)(Cipolla, John) (Entered: 01/29/2007)

01/29/2007	67	Exhibit F to opposition to motion to compel production of financial documents documents filed by all defendants. Related documents 28 and 65 . Filed Under Seal.(C,KA) (Entered: 01/30/2007)
01/30/2007	68	Sur-Reply to Citrix's 56 Motion for Order Setting a Scheduling Hearing filed by 01 Communique Laboratory, Inc.. (Sheehan, Kenneth) (Entered: 01/30/2007)
02/08/2007	69	Reply to 52 Motion to compel discovery of financial documents filed by 01 Communique Laboratory, Inc.. (Attachments: # 1 Appendix of Unreported Decisions)(Moser, Christina) (Entered: 02/08/2007)
02/12/2007	70	Reply to Response to 56 Motion for Order Setting a Scheduling Hearing (Response to 01's Surreply) filed by all defendants. (Attachments: # 1 Exhibit E, 12/15/06 email# 2 Exhibit F, 1/8/07 email# 3 Exhibit G, Notice of Deposition of Pedro Nascimento# 4 Exhibit H, 1/23/07 letter# 5 Exhibit I, 1/30/07 letter# 6 Exhibit J, 1/31/07 letter# 7 Exhibit K, 2/1/07 letter# 8 Exhibit L, Defendants' Response to Plaintiff's 1st Request for Production)(Cipolla, John) Modified text: of docket entry on 2/13/2007 (B, B). (Entered: 02/12/2007)
03/06/2007	71	Motion for attorney A. Neal Seth to Appear Pro Hac Vice Filing fee 100, receipt number 2363167. filed by 01 Communique Laboratory, Inc.. (Attachments: # 1 Declaration of A. Neal Seth)(Shunk, Thomas) Modified text on 3/8/2007 (B, B). (Entered: 03/06/2007)
03/08/2007	72	Marginal Order denying 01 Communique Laboratory, Inc.'s Motion for appearance of A. Neal Seth. Refer to Local Rule 83.5(h) pro hac vice by (Related Doc # 71). Signed by Judge Ann Aldrich on 3-8-07.(K,V) Modified text on 3/9/2007 (B, B). (Entered: 03/08/2007)
03/13/2007	73	Memorandum and Order granting plaintiff's Motion to compel discovery (Related Doc # 52). Discovery scheduling Hearing set for 3/23/2007 01:30 PM in Courtroom 17B before Hon. Ann Aldrich. Signed by Judge Ann Aldrich on 3/13/07.(C,KA) (Entered: 03/13/2007)
03/15/2007	74	Addendum in support of Motion for attorney A. Neal Seth to Appear Pro Hac Vice Filing fee 100, receipt number 2363167. filed by all plaintiffs. Filing fee paid; receipt number 2363167. Related document(s) 71 . (Moser, Christina) Modified text on 3/16/2007 (B, B). (Entered: 03/15/2007)
03/15/2007		(Court only) Utility Event Terminating Motions. 74 Amendment to Motion for attorney A. Neal Seth to Appear Pro Hac Vice Filing fee 100, receipt number 2363167. filed by 01 Communique Laboratory, Inc.. (B,B) (Entered: 03/16/2007)
03/16/2007	75	Declaration of A. Neal Seth in Support of Motion to Admit Pro Hac Vice filed by plaintiff. Related document(s) 74 , 71 . (Moser, Christina) Modified text on 3/19/2007 (B, B). (Entered: 03/16/2007)
03/19/2007	76	Affidavit in Support of Motion to Admit A. Neal Seth Pro Hac Vice filed by 01 Communique Laboratory, Inc.. Related document(s) 71 . (Moser, Christina) Modified text on 3/21/2007 (B, B). (Entered: 03/19/2007)
03/20/2007	77	Marginal Order granting A. Neal Seth pro hac vice on behalf of plaintiff. Signed by Judge Ann Aldrich on 3-20-07. (Related doc 76) (K,V) Modified to create link on 3/21/2007 (B, B). (Entered: 03/20/2007)
03/21/2007	78	Motion for the Issuance of a Letter of Request for International Judicial Assistance Pursuant to the Hague Convention filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # 1 Exhibit A - Proposed Order# 2 Exhibit B - Letter of Request)(Cipolla, John) (Entered: 03/21/2007)
03/21/2007	79	Motion for leave to File an Amended Answer and Counterclaim filed by Citrix Online, LLC, Citrix Systems, Inc.. Related document(s) 15 . (Attachments: # 1 Brief in Support # 2 Exhibit A - Amended Answer and Counterclaim# 3 Exhibit B - 01's 6/16/00 Original Application# 4 Exhibit C - 01's 11/17/03 Amendment# 5 Exhibit D - 01's 12/9/03 Amendment# 6 Exhibit E - 01's 6/9/04 Request for Continued Examination# 7 Exhibit F - 01's 11/18/04 Office Action Response# 8 Exhibit G - Declaration of Andrew Cheung# 9 Exhibit H - Deposition Transcript of Pedro Nascimento# 10 Exhibit I - Deposition Transcript of Steven Meyer)(Cipolla, John) (Entered: 03/21/2007)
03/22/2007	80	Motion to withdraw document filed by Citrix in violation of stipulated protective order filed by 01 Communique Laboratory, Inc.. (Moser, Christina) (Entered: 03/22/2007)
03/22/2007	81	Marginal Order granting 01 Communique Laboratory, Inc.'s Motion to withdraw document and put them under seal (Related Doc # 80). Signed by Judge Ann Aldrich on 3-22-07.(K,V) Modified text on 3/23/2007 (B, B). (Entered: 03/22/2007)
03/22/2007	82	Motion for leave to file an amended answer and counterclaim filed by all defendants. Related document(s) 28 , 81 . Filed Under Seal.(C,KA) (Entered: 03/23/2007)

03/27/2007	83	Minutes of proceedings.Discovery Hearing held on 3-23-07. Discovery cutoff: Fact-5/31/07; Citrix Id: 5/31/07; Initial Expert Reports: 6/22/07; Rebuttal Expert Reports: 7/13/07; Close of Expert Discovery: 8/3/07. Dispositive motions due: 9/7/07; Trial reset 11/13/07 Judge Ann Aldrich. (Court Reporter none.) (K,V) (Entered: 03/27/2007)
03/27/2007		(Court only) Set Deadlines and HearingsDiscovery due by 8/3/2007.,Dispositive Motions due by 9/7/2007.,Jury Trial set for 11/13/2007 09:00 AM in Courtroom 17B before Hon. Ann Aldrich. (K,V) (Entered: 03/27/2007)
03/30/2007	84	Response to 78 Motion for the Issuance of a Letter of Request for International Judicial Assistance Pursuant to the Hague Convention filed by 01 Communique Laboratory, Inc.. (Bergmann, William) (Entered: 03/30/2007)
04/04/2007	85	Order granting Citrix Systems, Inc.'s and Citrix Online, LLC's Motion for order for issuance of Letters Rogatory(Related Doc # 78) regarding foreign authorization to take deposition of Canadian citizen. Signed by Judge Ann Aldrich on 4-4-07.(K,V) Modified text on 4/5/2007 (B, B). (Entered: 04/04/2007)
04/04/2007	86	Remark - Letter of request for international judicial assistance to Canadian Superior Court of Justice of Ontario. 3 certified copies issued (K,V) (Entered: 04/04/2007)
04/04/2007	87	Motion for partial reconsideration of 3/13/07 order filed by all defendants. Related document(s) 28 . Filed Under Seal. (C,KA) (Entered: 04/05/2007)
04/09/2007	88	Opposition to to <i>File an Amended Answer and Counterclaim</i> filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F# <u>7</u> Exhibit G# <u>8</u> Exhibit H# <u>9</u> Exhibit I# <u>10</u> Exhibit J# <u>11</u> Exhibit K) (Related doc 79 , 82) (Bergmann, William) Modified text on 4/11/2007 (B, B). (Entered: 04/09/2007)
04/17/2007	89	Motion to compel discovery <i>Responses to Interrogatory Nos. 4 and 21 and for Sanctions</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Brief in Support of Motion to Compel Responses to Interrogatory Nos. 4 and 21 and for Sanctions# <u>2</u> Exhibit A - Citrix's First Set of Interrogatories# <u>3</u> Exhibit B - Plaintiff's Responses to Defendants' First Set of Interrogatories# <u>4</u> Exhibit C - 7/7/06 letter from Meunier to Moser# <u>5</u> Exhibit D - 8/10/06 letter from DeWitte to Blasif# <u>6</u> Exhibit H - 2/16/07 letter from Goldstone to Sheehan# <u>7</u> Exhibit I - 3/7/07 letter from Goldstone to Sheehan# <u>8</u> Exhibit J - 3/9/07 letter from Sheehan to Goldstone# <u>9</u> Exhibit K - 3/19/07 letter from Sheehan to Goldstone# <u>10</u> Exhibit L - Plaintiff's Opposition to Citrix's Motion for Leave to File Amended Answer and Counterclaim# <u>11</u> Exhibit M - 6/21/06 letter from Moser to Blasif# <u>12</u> Exhibit N - 3/2/07 letter from Goldstone to Sheehan# <u>13</u> Exhibit O - 3/16/07 letter from Goldstone to Sheehan# <u>14</u> Exhibit P - 3/22/07 letter from Goldstone to Sheehan# <u>15</u> Exhibit Q - Defendants' Second Set of Interrogatories# <u>16</u> Exhibit R - Plaintiff's Responses to Defendants' Second Set of Interrogatories# <u>17</u> Exhibit S - 2/21/07 letter from Kwok to Goldstone# <u>18</u> Exhibit T - 3/5/07 letter from Goldstone to Kwok# <u>19</u> Exhibit U - 3/5/07 letter from Kwok to Goldstone# <u>20</u> Exhibit V - 3/15/07 letter from Goldstone to Bergmann and Kwok# <u>21</u> Exhibit W - 3/19/07 letter from Kwok to Goldstone# <u>22</u> Exhibit X - Plaintiff's First Set of Interrogatories to Defendants# <u>23</u> Exhibit Y - 3/12/07 letter from Bergmann to Goldstone# <u>24</u> Exhibit Z - Dodson v. Lowe's Home Center# <u>25</u> Exhibit AA - Appraisal Management v. FNC# <u>26</u> Exhibit BB - Comparison of Interrogatories 5 and 21# <u>27</u> Exhibit CC - Friskit, Inc. v. Real Networks# <u>28</u> Exhibit DD - Tdata v. Aircraft Technical Publishers)(Yanchar, Georgia) Modified text on 4/18/2007 (B, B). Modified text on 7/24/2007 (B, B). (Document withdrawn pursuant to the order dated 7/12/2007, please see Document #123) (Entered: 04/17/2007)
04/18/2007	90	Notice of Manual Filing of Exhibits E, F and G to the memorandum in support of their motion to compel responses to Interrogatories 4 and 21 and for sanctions filed by Citrix Online, LLC, Citrix Systems, Inc.. Related document(s) 89 .(Yanchar, Georgia) Modified text on 4/19/2007 (B, B). (Entered: 04/18/2007)
04/18/2007	91	Exhibit(s)E, F and G filed by all defendants to memorandum in support of motion to compel responses to interrogatory Nos 4 and 21 and for sanctions. (FILED UNDER SEAL) Related document(s) 89 . (S,I) (Entered: 04/18/2007)
04/18/2007	92	Motion for Leave to Exceed Page Limit and Opposition to Motion for Partial Reconsideration of the Court's March 13, 2007 Order filed by 01 Communique Laboratory, Inc.. Related document(s) 87 . (Attachments: # <u>1</u> Exhibit March 9, 2007 Letter from DeWitte to Meunier# <u>2</u> Exhibit Transcript Excerpts from Steven Meyer Deposition# <u>3</u> Exhibit Meyer Deposition Exhibit 8)(Sheehan, Kenneth) Modified text on 4/19/2007 (B, B). (Entered: 04/18/2007)
04/18/2007	93	Motion to compel discovery filed by all defendants. Related document(s) 28 . Filed Under Seal. (C,KA) (Entered: 04/19/2007)

04/20/2007	94	Motion for sanctions filed by 01 Communique Laboratory, Inc. Related document(s) 28 . Filed Under Seal.(C,KA) Modified text on 7/24/2007 (B, B). (Document withdrawn pursuant to the order dated 7/12/2007. Please see Document #123) (Entered: 04/23/2007)
04/20/2007	95	Motion in limine precluding non-infringement evidence filed by 01 Communique Laboratory, Inc. Related document(s) 28 . Filed Under Seal.(C,KA) Modified text on 7/24/2007 (B, B). (Document withdrawn pursuant to the order dated 7/12/2007. Please see Document #123) (Entered: 04/23/2007)
04/23/2007	96	Unopposed Motion for Order to Add Addendum to April 4, 2007 Letter of Request for International Judicial Assistance Pursuant to the Hague Convention filed by Citrix Online, LLC, Citrix Systems, Inc.. Related document(s) 85 . (Attachments: # 1 Addendum to April 4, 2007 Letter of Request for International Judicial Assistance Pursuant to the Hague Convention)(Yanchar, Georgia) (Entered: 04/23/2007)
04/23/2007		Order [non-document]granting defendants' motion for order to add addendum to 4-4-07 Letters Rogatory (Related Doc # 96). Judge Ann Aldrich(K,V) Modified text on 4/24/2007 (B, B). (Entered: 04/23/2007)
04/23/2007	97	Addendum to 4-4-07 Letter of request for international judicial assistance. (K,V) (Entered: 04/23/2007)
04/23/2007	98	Reply to response to 79 Motion for leave to <i>File an Amended Answer and Counterclaim</i> filed by all defendants (other related doc 28). Filed Under Seal. (C,KA) (Entered: 04/24/2007)
04/25/2007	99	Motion to compel discovery filed by 01 Communique Laboratory, Inc. Related document(s) 28 . Filed Under Seal.(C,KA) Modified text on 7/24/2007 (B, B). (Document withdrawn pursuant to the order dated 7/12/2007. Please see Document #123). (Entered: 04/26/2007)
04/30/2007	100	Motion for Order to Exceed Page Limit filed by Citrix Online, LLC, Citrix Systems, Inc.. (Cipolla, John) (Entered: 04/30/2007)
04/30/2007	101	Motion to show cause <i>Why Citrix Should Not Be Held in Contempt for Withholding Source Code</i> filed by 01 Communique Laboratory, Inc.. (Attachments: # 1 Exhibit A, Letter from Shunk to the Court# 2 Exhibit B, Letter from DeWitte to Meunier# 3 Exhibit C, E-mail from Tyson to Meunier# 4 Exhibit D, Letter from Lent to DeWitte# 5 Exhibit E, Letter from Bergmann to Meunier# 6 Exhibit F, Letter from Sheehan to Meunier)(Sheehan, Kenneth) (Entered: 04/30/2007)
04/30/2007	102	Reply in support of 87 Motion for partial reconsideration of 3/13/07 order filed by all defendants. Filed Under Seal (related doc 28). (C,KA) (Entered: 05/01/2007)
05/01/2007	103	Supplement to <i>Motion to Show Cause Why Citrix Should Not Be Held In Contempt For Withholding Source Code</i> filed by 01 Communique Laboratory, Inc.. Related document(s) 101 . (Attachments: # 1 Appendix A, Appraisal Mgmt. Co. III, LLC v. FNC, Inc.# 2 Appendix B, Carpenters Dist. Council v. Coussens# 3 Appendix C, New York Univ. v. E. Piphany, Inc.# 4 Appendix D, S. Wasbash Communications, Ltd. v. Union County Broadcasting Co.)(Sheehan, Kenneth) (Entered: 05/01/2007)
05/01/2007	104	Opposition to 89 Motion to compel discovery <i>and to Compel Responses to Interrogatory Nos. 4 and 21 and for Sanctions</i> filed by 01 Communique Laboratory, Inc.. (Attachments: # 1 Exhibit A, Plaintiff's Responses to Defendant's First Set of Interrogatories# 2 Exhibit B, Plaintiff's Responses to Defendants' Second Set of Interrogatories# 3 Exhibit C, Certification of Brian Stringer# 4 Exhibit D, Friskit, Inc. v. Real Networks, Inc. (unpublished)# 5 Exhibit E, Motorola, Inc. v. Alexander Mfg. Co. (unpublished)# 6 Exhibit F, Sunrich Food Group, Inc. v. Pac. Foods, Inc. (unpublished)# 7 Exhibit G, Safeclck LLC v. Visa Int'l Serv. Ass'n (unpublished))(Bergmann, William) Modified text on 5/2/2007 (B, B). (Entered: 05/01/2007)
05/02/2007	105	Opposition to defendants' motion(s) to compel production of documents (related docs 28 , 89 and 93) filed by 01 Communique Laboratory, Inc.Filed Under Seal. (C,KA) (Entered: 05/03/2007)
05/04/2007	106	Opposition to 94 Motion for sanctions filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # 1 Exhibit A - 5/2/07 letter from Kwok to Ahdoon# 2 Exhibit B - Plaintiff's Notice of Deposition Duces Tecum# 3 Exhibit C - Deposition Testimony of Brian Donahoo)(Yanchar, Georgia) (Entered: 05/04/2007)
05/04/2007	107	Opposition to 95 Motion in limine to <i>Preclude Citrix from Offering Evidence of Non-Infringement</i> filed by all defendants. (Attachments: # 1 Exhibit 1# 2 Exhibit 2# 3 Exhibit 3# 4 Exhibit 4# 5 Exhibit 6# 6 Exhibit 7)(Yanchar, Georgia) (Entered: 05/04/2007)
05/07/2007	108	Exhibit D to Citrix's opposition to motion for sanctions filed by Citrix Online, LLC, Citrix Systems, Inc. FILED UNDER SEAL. Related document(s) 106 . (R,Sh) (Entered: 05/07/2007)

05/07/2007	109	Exhibit 5 to Citrix's opposition to motion to preclude citrix from offering evidence of non-infringement at trial filed by Citrix Online, LLC, Citrix Systems, Inc. FILED UNDER SEAL. Related document(s) <u>107</u> . (R,Sh) (Entered: 05/07/2007)
05/09/2007	<u>110</u>	Opposition to 99 Motion to compel discovery and Production of Documents filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit A - 3/16/07 letter from Lent to Kwok# <u>2</u> Exhibit B - 2/13/07 letter from Lent to Kwok# <u>3</u> Exhibit C - 2/21/07 letter from Kwok to Lent# <u>4</u> Exhibit D - 3/1/07 letter from Lent to Kwok# <u>5</u> Exhibit E - 3/12/07 email from Lent to Kwok# <u>6</u> Exhibit F - 3/22/07 letter from Lent to DeWitte# <u>7</u> Exhibit G - 3/30/07 letter from Lent to DeWitte# <u>8</u> Exhibit H - 3/21/07 letter from Kwok to Lent# <u>9</u> Exhibit I - 4/6/07 letter from Kwok to Lent# <u>10</u> Exhibit J - 4/10/07 letter from Ahdoon to Kwok)(Yanchar, Georgia) (Entered: 05/09/2007)
05/10/2007	112	Exhibit K filed by all defendants. Related document(s) <u>28</u> , <u>110</u> . Filed Under Seal.(C,KA) (Entered: 05/14/2007)
05/11/2007	<u>111</u>	Reply in support of 93 Motion to compel discovery and Production of Documents Improperly Withheld by 01 filed by Citrix Online, LLC, Citrix Systems, Inc.. (Yanchar, Georgia) (Entered: 05/11/2007)
05/14/2007	113	Reply Memorandum and Exhibits In Support of their 89 Motion to compel discovery and to Compel Responses to Interrogatory Nos. 4 and 21 and for Sanctions filed by Citrix Online, LLC, Citrix Systems, Inc. (FILED UNDER SEAL) (E,P) (Entered: 05/15/2007)
05/15/2007	114	Reply in support of 94 Motion for sanctions filed by 01 Communique Laboratory, Inc. Filed Under Seal (other related doc <u>28</u>). (C,KA) (Entered: 05/16/2007)
05/17/2007	<u>115</u>	Motion for leave to File a Revised Opposition to 01's Motion to Preclude Citrix from Offering Evidence of Non-Infringement at Trial filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Revision Citrix's Revised Opposition to 01's Motion to Preclude Citrix from Offering Evidence of Non-Infringement at Trial# <u>2</u> Exhibit 1 - Declaration of Scott Marshall# <u>3</u> Exhibit 2 - 8/23/06 correspondence from Ahdoon to Sheehan# <u>4</u> Exhibit 3 - 2/13/07 correspondence from Meunier to Kwok# <u>5</u> Exhibit 4 - 2/23/07 correspondence from Lent to DeWitte# <u>6</u> Exhibit 6 - 9/8/06 correspondence from Meunier to Bergmann# <u>7</u> Exhibit 7 - 2/9/07 correspondence from Meunier to DeWitte)(Yanchar, Georgia) (Entered: 05/17/2007)
05/17/2007	<u>116</u>	Opposition to 101 Motion to show cause Why Citrix Should Not Be Held in Contempt for Withholding Source Code filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit 1 - Declaration of Scott Marshall# <u>2</u> Exhibit 2 - 8/23/06 correspondence from Ahdoon to Sheehan# <u>3</u> Exhibit 3 - 2/13/07 correspondence from Meunier to Kwok# <u>4</u> Exhibit 4 - 2/23/07 correspondence from Lent to DeWitte# <u>5</u> Exhibit 6 - 9/8/06 correspondence from Meunier to Bergmann# <u>6</u> Exhibit 7 - 2/9/07 correspondence from Meunier to DeWitte)(Yanchar, Georgia) (Entered: 05/17/2007)
05/18/2007	117	Exhibit 5 to revised opposition to plaintiff's motion to preclude non-infringement evidence filed by all defendants. Related document(s) <u>28</u> , <u>115</u> . Filed Under Seal.(C,KA) (Entered: 05/18/2007)
05/18/2007	118	Exhibit 5 to opposition to plaintiff's motion to show cause re: w/holding source code filed by all defendants. Related document(s) <u>116</u> , <u>28</u> . Filed Under Seal.(C,KA) (Entered: 05/18/2007)
05/18/2007	<u>119</u>	Reply in support of 95 Motion in limine filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Exhibit G. January 19, 2007 Order# <u>2</u> Exhibit H. Defendants' Response to Plaintiff's First Set of Requests for Production of Documents# <u>3</u> Exhibit I. July 6, 2006 Letter to Blasi from Moser# <u>4</u> Exhibit August 18, 2006 Letter to Court from Kline# <u>5</u> Exhibit K. April 30, 2007 Letter to Lent from DeWitte# <u>6</u> Exhibit L. July 24, 2006 Letter to Court from Shunk# <u>7</u> Exhibit M. February 12, 2007 Letter to Court from Sheehan# <u>8</u> Exhibit N. August 29, 2006 Letter to Blasi from Kwok# <u>9</u> Errata O. August 30, 2006 Letter to Blasi from Kwok# <u>10</u> Supplement 2004 U.S. Dist LEXIS 27296) (Bergmann, William) (Entered: 05/18/2007)
05/30/2007	<u>120</u>	Order referring case to Magistrate Judge David S. Perelman for General Pretrial Supervision and Report and Recommendation. Pursuant to 28 U.S.C. § 636(b)(1)(A) and (b)(3) and Local Civil Rule 72.2(a), all of the parties discovery disputes are hereby referred to the magistrate judge for determination (not merely for a report and recommendation), including, but not limited to: Citrix's motion to compel discovery and to compel responses to interrogatory Nos. 4 and 21 and for Sanctions (Doc. No. 89); Citrix's motion to compel discovery (Doc. No. 93); 01's motion for sanctions (Doc. No. 94); 01's motion in limine (Doc. No. 95); 01's motion to compel discovery (Doc. No. 99); 01's motion to show cause (Doc. No. 101). Additionally, the new case deadlines are as follows: Discovery Deadlines: Fact Discovery: July 12, 2007 Citrix ID of Prior Art: July 12, 2007; Initial Expert Reports: August 3, 2007 Rebuttal Expert Reports: August 24, 2007; Close of Expert Discovery: September 14, 2007; Dispositive Motions Due: October 19, 2007; Trial Date (Subject to Back-up): January 28, 2008

		at 9:00 a.m.. Signed by Judge Ann Aldrich on 5-30-07.(K,V) (Entered: 05/30/2007)
05/30/2007		(Court only) Set Deadlines and HearingsDiscovery due by 9/14/2007.,Dispositive Motions due by 10/19/2007.,Jury Trial set for 1/28/2008 09:00 AM in Courtroom 17B before Hon. Ann Aldrich. (K,V) (Entered: 05/30/2007)
05/31/2007	<u>121</u>	Reply in support of <u>101</u> Motion to show cause <i>Why Citrix Should Not Be Held in Contempt for Withholding Source Code</i> filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Exhibit G. Court's January 19, 2007 Order# <u>2</u> Exhibit H. Letter from Kline to Hon. Ann Aldrich of August 18, 2006# <u>3</u> Exhibit I. Defendant's Response to Plaintiff's Requests for Production of Documents, Nos. 14-18# <u>4</u> Exhibit J. Letter from Moser to Blasi of July 6, 2006)(Bergmann, William) (Entered: 05/31/2007)
06/01/2007	<u>122</u>	Order modifying order of referral [doc 120] to reflect that the motion to show cause filed by 01 [doc 101] is no longer referred to the magistrate judge. Signed by Judge Ann Aldrich on 6/1/07.(K,V) Modified text on 6/5/2007 (B, B). (Entered: 06/01/2007)
07/12/2007	<u>123</u>	Order. This Court being advised by counsel that the following motions are being withdrawn: (1) Defendant's motion to compel discovery and to compel responses to interrogatories nos. 4 and 21 and for sanctions (Related Doc # 89); (2) Plaintiff's motion for sanctions (Related Doc # 94); (3)Plaintiff's motion in limine (Related Doc # 95); (4) Plaintiff's motion to compel discovery (Related Doc # 99). It is ordered that each of the foregoing motions is dismissed. Signed by Magistrate Judge David S. Perelman on 7/12/07.(W,Jo) (Entered: 07/12/2007)
07/23/2007	<u>124</u>	Motion to Preclude 01 Communique from Introducing or Relying Upon Undisclosed Evidence and Contentions filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Brief in Support of Citrix's Motion to Preclude 01 Communique from Introducing or Relying Upon Undisclosed Evidence and Contentions# <u>2</u> Exhibit A - Citrix's First Set of Interrogatories to 01# <u>3</u> Exhibit B - Plaintiff's Responses to Defendants' First Set of Interrogatories# <u>4</u> Exhibit C - 8/30/06 letter from Blasi to Moser# <u>5</u> Exhibit D - 9/11/06 letter from Moser to Blasi# <u>6</u> Exhibit E - 9/18/06 letter from Blasi to Moser# <u>7</u> Exhibit F - 9/26/06 letter from Moser to Blasi# <u>8</u> Exhibit G - 9/28/06 letter from Blasi to Moser# <u>9</u> Exhibit H - 10/2/06 letter from Moser to Blasi# <u>10</u> Exhibit I - 10/12/06 letter from Blasi to Sheehan# <u>11</u> Exhibit J - 6/29/07 letter from Lent to Kwok# <u>12</u> Exhibit K - Defendants' Second Set of Interrogatories# <u>13</u> Exhibit L - 3/5/07 letter from Goldstone to Kwok# <u>14</u> Exhibit M - 3/5/07 letter from Kwok to Goldstone# <u>15</u> Exhibit N - 3/12/07 letter from Bergmann to Goldstone# <u>16</u> Exhibit O - 3/15/07 letter from Goldstone to Bergmann# <u>17</u> Exhibit P - 3/19/07 letter from Kwok to Goldstone# <u>18</u> Exhibit Q - 7/11/07 Joint Letter to Judge Perelman)(Cipolla, John) Modified text on 7/24/2007 (B, B). (Entered: 07/23/2007)
07/31/2007	<u>125</u>	Amended Memorandum In Support of <u>124</u> Motion to Preclude 01 Communique from Introducing or Relying Upon Undisclosed Evidence and Contentions filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit A - Citrix's First Set of Interrogatories to 01 Communique# <u>2</u> Exhibit B - Plaintiff's Responses to Defendants' First Set of Interrogatories# <u>3</u> Exhibit C - 8/30/06 letter from Blasi to Moser# <u>4</u> Exhibit D - 9/11/06 letter from Moser to Blasi# <u>5</u> Exhibit E - 9/18/06 letter from Blasi to Moser# <u>6</u> Exhibit F - 9/26/06 letter from Moser to Blasi# <u>7</u> Exhibit G - 9/28/06 letter from Blasi to Moser# <u>8</u> Exhibit H - 10/2/06 letter from Moser to Blasi# <u>9</u> Exhibit I - 10/12/06 letter from Blasi to Sheehan# <u>10</u> Exhibit J - 6/29/07 letter from Lent to Kwok# <u>11</u> Exhibit K - Defendants' Second Set of Interrogatories# <u>12</u> Exhibit L - 3/5/07 letter from Goldstone to Kwok# <u>13</u> Exhibit M - 3/5/07 letter from Kwok to Goldstone# <u>14</u> Exhibit N - 3/12/07 letter from Bergmann to Goldstone# <u>15</u> Exhibit O - 3/15/07 letter from Goldstone to Bergmann# <u>16</u> Exhibit P - 3/19/07 letter from Kwok to Goldstone# <u>17</u> Exhibit Q - 7/11/07 joint letter to Judge Perelman# <u>18</u> Exhibit R - Plaintiff's Supplemental Response to Interrogatories 2,13 and 14 of Defendants' First Set of Interrogatories) (Cipolla, John) Modified text on 8/2/2007 (B, B). (Entered: 07/31/2007)
08/17/2007	<u>126</u>	Opposition to <u>124</u> Motion to Preclude 01 Communique from Introducing or Relying Upon Undisclosed Evidence and Contentions and Opposition to <u>125</u> Amended Memorandum in Support of Motion to Preclude 01 Communique from Introducing or Relying Upon Undisclosed Evidence and Contentions filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Exhibit A, Notice of 30(b) (6) Deposition# <u>2</u> Exhibit B, Plaintiff's Supplemental Response to Interrogatories dated July 19, 2006# <u>3</u> Exhibit C, Juniper Networks, Inc. v. Toshiba America, Inc., 2007 U.S. Dist. LEXIS 50096 (June 11, 2007)# <u>4</u> Exhibit D, Letter from K. Sheehan to D. Kline dated July 26, 2007# <u>5</u> Exhibit E, Letter from J. Lent to K. Sheehan dated July 30, 2007# <u>6</u> Exhibit F, Letter from C. Moser to R. Blasi dated September 11, 2006)(Sheehan, Kenneth) Modified text on 8/20/2007 (B, B). (Entered: 08/17/2007)
08/28/2007	<u>127</u>	Memorandum and Order (Related Doc # <u>79</u>)(Related Doc # <u>87</u> that the court grants Citrix motion for leave to file an amended answer and counterclaim (Doc. No. 79), and denies Citrix motion for partial reconsideration (Doc. No. 87). Signed by Judge Ann Aldrich on 8-28-07.(K,V) (Entered: 08/28/2007)

08/28/2007	<u>128</u>	Memorandum and Order that(Related Doc # <u>101</u>)01's motion to show cause is granted. A show cause hearing is set for Friday, September 14, 2007 at 10:00 a.m. Signed by Judge Ann Aldrich on 8-28-07.(K,V) Modified text on 8/29/2007 (B, B). (Entered: 08/28/2007)
08/29/2007	<u>129</u>	Notice of Hearing re <u>128</u> Order on Motion to show cause Show Cause Hearing RESET for 10/2/2007 10:00 AM in Courtroom 17B before Hon. Ann Aldrich. Related document(s) <u>128</u> . (K,V) (Entered: 08/29/2007)
08/31/2007	<u>130</u>	Minutes of proceedings. Discovery Conference held on 8/30/07. Conference will resume if necessary, following mediation set for 9/25/07 - 9/27/07. Magistrate Judge David S. Perelman. (G,S) (Entered: 08/31/2007)
08/31/2007	<u>131</u>	Reply in support of Motion for To Preclude 01 Communique from Introducing or Relying Upon Undisclosed Evidence and Contentions filed by Citrix Online, LLC, Citrix Systems, Inc. (Related doc <u>28</u> , <u>124</u>)(Document filed under seal pursuant to Court order)(B,B) Modified to create an additional link on 8/31/2007 (B, B). (Entered: 08/31/2007)
09/04/2007	<u>132</u>	Notice of Hearing Show Cause Hearing RESET for 12/7/2007 10:00 AM in Courtroom 17B before the Honorable Ann Aldrich (K,V).(Entered: 09/04/2007)
09/06/2007	<u>133</u>	Amended Answer to First Amended Complaint, Counterclaim against 01 Communique Laboratory, Inc. filed by Citrix Online, LLC, Citrix Systems, Inc.. Related document(s) <u>15</u> . (Attachments: # <u>1</u> Exhibit A - U.S. Patent No. 6,928,479) (Cipolla, John) (Entered: 09/06/2007)
09/06/2007	<u>134</u>	Proposed Order <i>And Stipulation Rescheduling Dates</i> filed by all plaintiffs. Related document(s) <u>120</u> , <u>21</u> , <u>130</u> . (Shunk, Thomas) (Entered: 09/06/2007)
09/10/2007	<u>135</u>	Stipulation & Order rescheduling pretrial and trial dates. Discovery due by 11/2/2007. Dispositive Motions due by 12/7/2007. Jury Trial set for 3/24/2008 at 9:00 AM and a Final Pretrial Conference is set for 3/10/08 at 1:30 p.m. in Courtroom 17B before Hon. Ann Aldrich. Signed by Judge Ann Aldrich on 9-10-07.(K,V) Modified docket text on 9/11/2007 (R, N). (Entered: 09/10/2007)
09/19/2007	<u>136</u>	Reply to Defendants' Counterclaims filed by 01 Communique Laboratory, Inc.. (Moser, Christina) Modified docket text on 9/20/2007 (R, N). (Entered: 09/19/2007)
09/25/2007	<u>137</u>	Minutes of proceedings. Mediation Conference held on 9/25/2007 before Magistrate Judge Perelman. Settlement explored, no resolution. Discovery conference set for 10/11/07 at 12:30 p.m. Magistrate Judge David S. Perelman, (G,S) (Entered: 09/25/2007)
09/25/2007		(Court only) Set Deadlines and Hearings Discovery Conference set for 10/11/2007 12:30 p.m. before Magistrate Judge David S. Perelman. (B,B) (Entered: 09/27/2007)
09/26/2007		Order [non-document]denying as moot (see doc. 123) Citrix Systems, Inc.'s and Citrix Online, LLC's motion for leave to file revised opposition (Related Doc # <u>115</u>). Judge Ann Aldrich(K,V) Modified text on 9/27/2007 (B, B). (Entered: 09/26/2007)
09/26/2007		Order [non-document]denying as moot [see doc. 127] 01 Communique Laboratory, Inc.'s motion for order to exceed page limitation(Related Doc # <u>92</u>). Judge Ann Aldrich(K,V) Modified text on 9/27/2007 (B, B). (Entered: 09/26/2007)
09/26/2007		Order [non-document]denying as moot [see do. 127] Citrix Systems, Inc.'s and Citrix Online, LLC's motion for order to exceed page limitations (Related Doc # <u>100</u>). Judge Ann Aldrich(K,V) Modified text on 9/27/2007 (B, B). (Entered: 09/26/2007)
10/12/2007	<u>138</u>	Minutes of proceedings. Discovery conference held on 10/11/07. Discussion regarding a number of documents---court made some determinations---counsel need to continue discussions; will advise court by 11/7/07 as to their progress and/or need for another meeting. Magistrate Judge David S. Perelman, (G,S) (Entered: 10/12/2007)
11/08/2007	<u>139</u>	Notice of <i>Withdrawal of Conrad J. DeWitte, Jr. as Counsel</i> filed by 01 Communique Laboratory, Inc.. Related document(s) <u>44</u> .(Sheehan, Kenneth) (Entered: 11/08/2007)
11/13/2007	<u>140</u>	Attorney Appearance filed by Daniel R. Warren on behalf of 01 Communique Laboratory, Inc.. (Warren, Daniel) Modified text on 11/14/2007 (B,B). (Entered: 11/13/2007)
11/27/2007	<u>141</u>	Unopposed Motion to Reschedule Hearing on Motion to Show Cause filed by Citrix Online, LLC, Citrix Systems, Inc. (Yanchar, Georgia) Modified text on 11/29/2007 (B,B). (Entered: 11/27/2007)
11/28/2007		Order [non-document]granting <u>141</u> Citrix Online, LLC and Citrix Systems, Inc.'s Motion to reset the

		Show Cause Hearing currently set for 12/7/07. Hearing reset for 2/8/08 at 10:00 a.m. in Courtroom 17B. Judge Ann Aldrich (K,V) Modified text on 11/29/2007 (B,B). (Entered: 11/28/2007)
12/07/2007	<u>142</u>	Motion for summary judgment of <i>Invalidity for All Asserted Claims of the '479 Patent</i> filed by Citrix Online, LLC, Citrix Systems, Inc. (Attachments: # <u>1</u> Brief in Support, # <u>2</u> Exhibit A - 479 Patent, # <u>3</u> Exhibit B - NAT: proposal: Kegel, # <u>4</u> Exhibit C - Crichton, # <u>5</u> Exhibit D - Jade, # <u>6</u> Exhibit E - Microsoft Affidavit, # <u>7</u> Exhibit F - Kegel Deposition Transcript, # <u>8</u> Exhibit G - Bowser Deposition Transcript, # <u>9</u> Exhibit H - March 15 Response to Interrogatory No. 6, # <u>10</u> Exhibit I - May 22 Response to Interrogatory Nos. 6 and 8, # <u>11</u> Exhibit J - May 30 Response to Interrogatory Nos. 6 and 8, # <u>12</u> Exhibit K - Citrix's Interrogatory No. 21, # <u>13</u> Exhibit L - March 5 Letter Goldstone to Kwok, # <u>14</u> Exhibit M - March 15 Letter Goldstone to Bergmann and Kwok, # <u>15</u> Exhibit N - March 30 Letter Goldstone to Bergmann, # <u>16</u> Exhibit O - March 12 Letter Bergmann to Goldstone, # <u>17</u> Exhibit P - March 19 Letter Kwok to Goldstone, # <u>18</u> Exhibit Q - April 2 Letter Bergmann to Goldstone, # <u>19</u> Exhibit R - October 12 Letter Blasi to Sheehan, # <u>20</u> Exhibit S - June 1 Response to Interrogatory No. 8, # <u>21</u> Exhibit T - April 13 Response to Interrogatory No. 8, # <u>22</u> Exhibit U - June 15 Response to Interrogatory No. 8, # <u>23</u> Exhibit W - Nieh claim charts - NetMeeting, # <u>24</u> Exhibit X - Nieh claim charts - NetOp, # <u>25</u> Exhibit Y - Nieh Claim Charts - NAT, # <u>26</u> Exhibit Z - Nieh Claim Charts - Crichton, # <u>27</u> Exhibit AA - Nieh Claim Charts - Jade, # <u>28</u> Exhibit BB - Matilla v. S. Kentucky Rural, # <u>29</u> Exhibit CC - Texas Instruments v. Hyundai, # <u>30</u> Exhibit DD - 5/23/06 Response to Interrogatory No. 5, # <u>31</u> Exhibit EE - 4/26/07 Response to Interrogatory No. 5, # <u>32</u> Exhibit FF - 7/11/07 Joint Letter to Court)(Yanchar, Georgia) Modified text on 12/17/2007 (B,B). (Entered: 12/07/2007)
12/07/2007	<u>143</u>	Notice of manual filing under seal of Plaintiff's motion for summary judgment finding Defendants' inducement of infringement filed by 01 Communique Laboratory, Inc.. (Moser, Christina) (Entered: 12/07/2007)
12/07/2007	<u>144</u>	Notice of manual filing under seal of Plaintiff's motion for summary judgment of no inequitable conduct or, in the alternative, for bifurcation of inequitable conduct allegations filed by 01 Communique Laboratory, Inc.. (Moser, Christina) (Entered: 12/07/2007)
12/07/2007	<u>145</u>	Notice of manual filing under seal of Plaintiff's motion for partial summary judgment finding patent not invalid for obviousness filed by 01 Communique Laboratory, Inc.. (Moser, Christina) (Entered: 12/07/2007)
12/07/2007	<u>146</u>	Motion for summary judgment that Defendants Have Not Willfully Infringed filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Brief in Support of Citrix's Motion for Summary Judgment that It Has Not Willfully Infringed the '479 Patent, # <u>2</u> Exhibit A - Donahoo Deposition Transcript, # <u>3</u> Exhibit B - Donahoo Deposition Exhibit 27, # <u>4</u> Exhibit C - '479 Patent Prosecution History, 6/9/04 Request for Continued Examination, # <u>5</u> Exhibit D - Plaintiff's Responses to Defendants' First Set of Interrogatories, # <u>6</u> Exhibit E - 2007 TGP v. AT&T, 2007 U.S. Dist. LEXIS 79919, # <u>7</u> Exhibit F - Franklin Elec. Co. v. Dover, 2007 U.S. Dist. LEXIS 84588, # <u>8</u> Exhibit G - Cohesive Techs. v. Waters, 2007 U.S. Dist. LEXIS 69464, # <u>9</u> Exhibit H - Chisum on Willful Infringement)(Yanchar, Georgia) (Entered: 12/07/2007)
12/07/2007	<u>147</u>	Motion for summary judgment that it has not infringed '479 patent filed by Citrix Online, LLC, Citrix Systems, Inc. Related document(s) <u>28</u> . (B,B)(Document filed under seal pursuant to Court order) (Entered: 12/10/2007)
12/07/2007	<u>148</u>	Exhibit V to their motion for summary judgment of invalidity for all asserted claims of the '479 patent filed by Citrix Online, LLC, Citrix Systems, Inc. Related document(s) <u>28</u> , <u>142</u> . (B,B) Modified text on 12/10/2007 (B,B). (Document filed under seal pursuant to Court order) (Entered: 12/10/2007)
12/07/2007	<u>149</u>	Motion for summary judgment that plaintiff is not entitled to lost profit damages filed by Citrix Online, LLC, Citrix Systems, Inc. Related document(s) <u>28</u> . (B,B)(Document filed under seal pursuant to Court order) (Entered: 12/10/2007)
12/07/2007	<u>150</u>	Motion for summary judgment finding defendants' inducement of infringement. filed by Plaintiff 01 Communique Laboratory, Inc. (FILED UNDER SEAL)Related document(s) <u>28</u> . (S,J) Modified on 12/10/2007 (S,J). (Entered: 12/10/2007)
12/07/2007	<u>152</u>	Motion for partial summary judgment finding patent not invalid for obviousness. filed by Plaintiff 01 Communique Laboratory, Inc. Related document(s) <u>28</u> . (FILED UNDER SEAL)(S,J) (Entered: 12/10/2007)
12/07/2007	<u>153</u>	Motion for summary judgment of no equitable conduct or in the alternative Motion for bifurcation of inequitable conduct allegations. filed by Plaintiff 01 Communique Laboratory, Inc. (FILED UNDER SEAL) (S,J) (Entered: 12/18/2007)

12/10/2007	151	FILED IN ERROR Motion for summary judgment of no Inequitable conduct or in the alternative for Motion to bifurcation of Inequitable Conduct Allegations filed by Plaintiff 01 Communique Laboratory, Inc.(FILED UNDER SEAL)Related document(s) 28 . (S,J) Modified on 12/18/2007 (S,J). Modified on 12/18/2007 (S,J). (Entered: 12/10/2007)
01/04/2008	154	Opposition to 152 Motion for partial summary judgment <i>Finding Patent Not Invalid for Obviousness</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit A - Rule 26 Report of Jason Nieh, # <u>2</u> Exhibit B - RemotePassage for Solaris Administration Guide, # <u>3</u> Exhibit C - 5/30/07 Defendants' Supp. Response to First Set of Interrogatories, # <u>4</u> Exhibit D - 5/22/07 Defendants' Supp Response to First Set of Interrogatories, # <u>5</u> Exhibit E - PhonePatch webpage, # <u>6</u> Exhibit F - 6/1/07 Defendants' Supp Response to First Set of Interrogatories, # <u>7</u> Exhibit G - 5/9/07 Defendants' Supp Response to First Set of Interrogatories, # <u>8</u> Exhibit H - Plaintiff's First Set of Interrogatories, # <u>9</u> Exhibit I - Defendants' Second Set of Interrogatories, # <u>10</u> Exhibit J - 3/5/07 Letter from Goldstone to Kwok, # <u>11</u> Exhibit K - 3/15/07 Letter from Goldstone to Bergmann and Kwok, # <u>12</u> Exhibit L - 3/30/07 Letter from Goldstone to Bergmann)(Yanchar, Georgia) (Entered: 01/04/2008)
01/04/2008	155	Opposition to 150 Motion for summary judgment <i>Finding Defendants' Inducement of Infringement</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit A - Citrix's First Set of Interrogatories, # <u>2</u> Exhibit B - Plaintiff's Supplemental Responses to Interrogatories. 2, 13 and 14, # <u>3</u> Exhibit C - Plaintiff's Responses to Defendants' First Set of Interrogatories, # <u>4</u> Exhibit D - Expert Report of Dr. Gregory Ganger, # <u>5</u> Exhibit E - Rule 26 Report of Dr. Azer Bestavros, # <u>6</u> Exhibit F - Citrix's Objections and Responses to Plaintiff's Notice of Deposition, # <u>7</u> Exhibit G - Plaintiff's Amended Notice of Deposition 8/4/06, # <u>8</u> Exhibit H - Plaintiff's Notice of Deposition 3/14/07, # <u>9</u> Exhibit I - Plaintiff's Notice of Deposition 4/20/07, # <u>10</u> Exhibit J - Objection to Renewed 4th Notice of Deposition, # <u>11</u> Exhibit K - Defendants' Supplemental Responses to First Set of Interrogatories, # <u>12</u> Exhibit L - 2006 US Dist. LEXIS 28160)(Yanchar, Georgia) Modified text on 1/7/2008 (B,B). (Entered: 01/04/2008)
01/04/2008	156	Opposition to 153 plaintiff's Motion for summary judgment, or in the alternative, Motion to bifurcate inequitable conduct allegations filed by all defendants. Filed Under Seal, 28 .(C,KA) (Entered: 01/07/2008)
01/04/2008	157	Opposition to 146 Motion for summary judgment <i>that Defendants Have Not Willfully Infringed</i> filed by 01 Communique Laboratory, Inc. Filed Under Seal, related doc 28 . (C,KA) Modified text 1/8/2008 (C,KA). (Entered: 01/08/2008)
01/04/2008	158	Opposition to 147 Motion for summary judgment that it has not infringed the '479 patent filed by 01 Communique Laboratory, Inc. Filed Under Seal, related doc 28 . (C,KA) (Entered: 01/08/2008)
01/04/2008	159	Opposition to 149 Motion for summary judgment that plaintiff is not entitled to lost profit damages filed by 01 Communique Laboratory, Inc. Filed Under Seal, related doc 28 . (C,KA) (Entered: 01/08/2008)
01/04/2008	160	Opposition to 142 Motion for summary judgment of <i>Invalidity for All Asserted Claims of the '479 Patent</i> filed by 01 Communique Laboratory, Inc. Filed Under Seal, related doc 28 . (C,KA) (Entered: 01/08/2008)
01/08/2008		(Court only) Referral Terminated (K,V) (Entered: 01/08/2008)
01/08/2008		Order (non-document) referring re 93 Only the motion to compel discovery is referred to Magistrate Judge David S. Perelman, (K,V) Modified text 1/8/2008 (C,KA). (Entered: 01/08/2008)
01/10/2008	161	Attorney Appearance filed by Steven M. Dettelbach on behalf of 01 Communique Laboratory, Inc.. (Dettelbach, Steven) Modified text on 1/11/2008 (B,B). (Entered: 01/10/2008)
01/14/2008	162	Motion to stay <i>Litigation Pending Determination of Citrix's Request for Inter Partes Reexamination of the Patent-in-Suit by the U.S. Patent Office</i> filed by Citrix Online, LLC, Citrix Systems, Inc. (Attachments: # <u>1</u> Brief in Support, # <u>2</u> Exhibit A - Select pages from inter partes reexam request, # <u>3</u> Exhibit B - PTO inter partes reexamination filing data, # <u>4</u> Exhibit C - Emhart Indus. v. Sankyo, # <u>5</u> Exhibit D - Lincoln Elec. v. Miller Elec., # <u>6</u> Exhibit E - Magna Donnelly v. Pilkington, # <u>7</u> Exhibit F - Ralph Gonnocci v. Three M Tool, # <u>8</u> Exhibit G - Pegasus Dev. v. Directv, # <u>9</u> Exhibit H - Abbott Diabetes v. DexCom, # <u>10</u> Exhibit I - Broadcast Innovation v. Charter Commc'ns, # <u>11</u> Exhibit J - Softview Computer v. Haworth, # <u>12</u> Exhibit K - Ingro v. Tyco, # <u>13</u> Exhibit L - Middleton v. Minn. Mining & Mfg., # <u>14</u> Exhibit M - Grayling v. GPAC, # <u>15</u> Exhibit N - Rohm and Haas Co. v. Brotech, # <u>16</u> Exhibit O - Procter & Gamble v. Kraft Foods, # <u>17</u> Exhibit P - EchoStar Techs. v. TiVo, # <u>18</u> Exhibit Q - Defendants' 2nd Set of Interrogatories, # <u>19</u> Exhibit R - 3/5/07 letter from Goldstone to Kwok, # <u>20</u> Exhibit S - 3/15/07 letter from Goldstone to Bergmann and Kwok, # <u>21</u> Exhibit T - 3/30/07 letter from Goldstone to Bergmann, # <u>22</u> Exhibit U - Tap Pharm. v. Atrix Labs.)(Yanchar,

		Georgia) Modified text on 1/16/2008 (B,B). (Entered: 01/14/2008)
01/18/2008	163	Reply to response to Motion for summary judgment of no inequitable conduct or, in the alternative, Motion to bifurcate inequitable conduct allegations filed by 01 Communique Laboratory, Inc. (Document filed under seal pursuant to Court order) (Related doc 28 , 153) (B,B) Modified to create an additional link on 1/18/2008 (B, B). (Entered: 01/18/2008)
01/18/2008	164	Reply to response to Motion for partial summary judgment finding patent not invalid filed by 01 Communique Laboratory, Inc.(Document filed under seal pursuant to Court order) (Related doc 28 , 152) (B,B) Modified to create an additional link on 1/18/2008 (B, B). (Entered: 01/18/2008)
01/18/2008	165	Reply Memorandum In Support of 146 Motion for summary judgment <i>that Defendants Have Not Willfully Infringed the '479 Patent</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit I - Matilla v. S. Ky. Rural Elec. Coop., # <u>2</u> Exhibit J - Broadcom v. Qualcomm, # <u>3</u> Exhibit K - Depomed v. Ivax, # <u>4</u> Exhibit L - Trading Techs. v. eSpeed, # <u>5</u> Exhibit M - Doc. No. 73 - Memorandum and Order, # <u>6</u> Exhibit N - 4/26/07 letter from Lent to DeWitte, Jr., # <u>7</u> Exhibit O - Excerpts from Rule 26 Report of Dr. Azer Bestavros, # <u>8</u> Exhibit P - Black & Decker v. Robert Bosch)(Yanchar, Georgia) (Entered: 01/18/2008)
01/18/2008	166	Reply Memorandum In Support of 142 Motion for summary judgment <i>of Invalidity for All Asserted Claims of the '479 Patent</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit GG - Bridgestone Sports v. Acushnet, # <u>2</u> Exhibit HH - various local patent rules, # <u>3</u> Exhibit II - Excerpts from Nieh deposition, # <u>4</u> Exhibit JJ - Commissariat A L'Energie Atomique v. Samsun)(Yanchar, Georgia) (Entered: 01/18/2008)
01/18/2008	167	Reply Memorandum In Support of 149 Motion for summary judgment <i>that Plaintiff is Not Entitled to Lost Profit Damages</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit H - various unpublished opinions)(Yanchar, Georgia) (Entered: 01/18/2008)
01/18/2008	168	Reply Memorandum In Support of 147 Motion for summary judgment <i>that It Has Not Infringed the '479 Patent</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit I - various unpublished opinions)(Yanchar, Georgia) (Entered: 01/18/2008)
01/18/2008	169	Reply to response to 150 Motion for summary judgment <i>finding Defendants' inducement of infringement</i> filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Appendix of Unpublished Decisions)(Moser, Christina) (Entered: 01/18/2008)
01/22/2008	170	Attorney Appearance filed by Joslyn E. Kaye on behalf of 01 Communique Laboratory, Inc.. (Kaye, Joslyn) Modified text on 1/24/2008 (B,B). (Entered: 01/22/2008)
01/28/2008	171	Opposition to 162 defendants' Motion to stay <i>Litigation Pending Determination of Request for Inter Partes Reexamination of the Patent-in-Suit</i> filed by 01 Communique Laboratory, Inc. Filed Under Seal, (related doc 28). (C,KA) (Entered: 01/29/2008)
01/29/2008	172	Pre-Hearing Brief for 2/8/2008 contempt hearing filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Exhibit 1, # <u>2</u> Exhibit 2, # <u>3</u> Exhibit 3, # <u>4</u> Exhibit 4, # <u>5</u> Exhibit 5, # <u>6</u> Exhibit 6, # <u>7</u> Exhibit 7, # <u>8</u> Exhibit 8) (Warren, Daniel) Modified text on 1/31/2008 (B,B). (Entered: 01/29/2008)
02/01/2008	173	Order referring case to Judge Dan Aaron Polster to conduct a mediation conference on 2/11/08 at 8:30 a.m. in Chambers 18B. February 6, 2008 is the deadline for each party to submit potential business solutions to Judge Polster. The submission should include any information disclosed during discovery regarding profit margins on the applicable product(s). Signed by Judge Ann Aldrich on 2-1-08. (K,V) Modified text on 2/5/2008 (B,B). (Entered: 02/01/2008)
02/01/2008	174	Order Show cause hearing RESET for Friday, February 22, 2008 at 10:00AM in Chambers of Judge Ann Aldrich, 17B. Signed by Judge Ann Aldrich on 2/1/2008. (K,K) (Entered: 02/01/2008)
02/01/2008		(Court only) Set Deadlines and Hearings with mediation conference to be held on 2/11/2008 at 8:30 a.m. in Chambers 18B before Judge Dan Aaron Polster. (B,B) (Entered: 02/05/2008)
02/04/2008	175	Supplement to pre-hearing brief for this Court's show cause hearing filed by 01 Communique Laboratory, Inc. Related document(s) 28 , 172 . (B,B)(Document filed under seal pursuant to Court order) (Entered: 02/05/2008)
02/06/2008	176	Reply to response to 162 Motion to stay <i>Litigation Pending Determination of Citrix's Request for Inter Partes Reexamination of the Patent-in-Suit by the U.S. Patent Office</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit V - MPEP Section 2686.04(I), # <u>2</u> Exhibit W - MPEP Section 2662, # <u>3</u> Exhibit X - LegalMetric Initial Judge Report, # <u>4</u> Exhibit Y - Brief of Rothschild Trust Holdings, # <u>5</u> Exhibit Z - Nov. 12, 2002 Declaration of Andrew Cheung)(Yanchar, Georgia)

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Defendant

		(Entered: 02/06/2008)
02/12/2008		Minutes of proceedings [non-document]. Mediation Conference held on 2/11/2008 before Judge Dan Aaron Polster. Discussions are continuing 2/12/08 (Court Reporter none.) (K,V) (Entered: 02/12/2008)
02/15/2008	<u>177</u>	Motion for attorney Don M. Kennedy to Appear Pro Hac Vice. Filing fee \$ 100, receipt number 0647000000002866475, filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Declaration Don M. Kennedy)(Yanchar, Georgia) Modified text on 2/15/2008 (B,B). (Entered: 02/15/2008)
02/19/2008		Order [non-document] granting Motion for appearance pro hac vice by attorney Don M. Kennedy for Citrix Online, LLC and Citrix Systems, Inc. (Related Doc # <u>177</u>). Judge Ann Aldrich(K,V) (Entered: 02/19/2008)
02/19/2008	<u>178</u>	Pre-Hearing Statement filed by Citrix Online, LLC, Citrix Systems, Inc. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F)(Yanchar, Georgia) Modified text on 2/20/2008 (B,B). (Entered: 02/19/2008)
02/19/2008		(Court only) Utility Event Terminating Motions. <u>178 Motion</u> to show cause <i>Pre-Hearing Statement</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (B,B) (Entered: 02/20/2008)
02/22/2008	<u>179</u>	Initial Disclosures <i>pursuant to Rule 26(a)(3)</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Schedule 1 and 2, # <u>2</u> Schedule 3, # <u>3</u> Schedule 4, # <u>4</u> Schedule 5)(Yanchar, Georgia) Modified text on 2/25/2008 (B,B). (Entered: 02/22/2008)
02/25/2008		Minutes of proceedings [non-document]. Show Cause Hearing held on 2-22-08 before Judge Ann Aldrich. Testimony taken, exhibits marked and hearing concluded. Additional briefing due 3/3/08 with responses due 3/10/08. (Court Reporter Sue Trischan.) (K,V) (Entered: 02/25/2008)
02/25/2008	<u>180</u>	Exhibit/Witness List regarding Show Cause Hearing (K,V) (Entered: 02/25/2008)
02/25/2008	<u>181</u>	Document refiled, see <u>183</u> for correct filing. Initial Disclosures <i>pursuant to Rule 26(a)(3)</i> filed by 01 Communique Laboratory, Inc.. (Bergmann, William) Modified text on 2/26/2008 (B,B). (Entered: 02/25/2008)
02/25/2008	<u>182</u>	Initial Disclosures <i>pursuant to Rule 26(a)(3)</i> filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Bergmann, William) Modified text on 2/26/2008 (B,B). (Document refiled, please see Document #183) (Entered: 02/25/2008)
02/25/2008	<u>183</u>	Initial Disclosures <i>pursuant to Rule 26(a)(3) with amended exhibits</i> filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B)(Bergmann, William) Modified text on 2/26/2008 (B,B). (Entered: 02/25/2008)
02/27/2008	<u>184</u>	Transcript of Show Cause Hearing Proceedings held on 2-22-2008 before Judge Ann Aldrich. To obtain a bound copy of this transcript please contact Court Reporter Sue Trischan at 216-357-7087. Complete document on file, 165 pages. (T,S) (Entered: 02/27/2008)
02/29/2008	<u>185</u>	Objections to <i>01's Pretrial Disclosures Pursuant to Fed. R. Civ. P. 26(a)(3)</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Schedule A, # <u>2</u> Schedule B, # <u>3</u> Schedule C) Related document(s) <u>183</u> , <u>182</u> .(Yanchar, Georgia) Modified text on 3/3/2008 (B,B). (Entered: 02/29/2008)
02/29/2008	<u>186</u>	Objections and Counter-designations <i>Pursuant to Fed. R. Civ. P. 26(a)(3) (B)</i> filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Appendix A, # <u>2</u> Appendix B) Related document(s) <u>179</u> .(Sheehan, Kenneth) Modified text on 3/3/2008 (B,B). (Entered: 02/29/2008)
03/03/2008	<u>187</u>	Brief filed <i>Post-Hearing</i> filed by 01 Communique Laboratory, Inc.. (Kaye, Joslyn) (Entered: 03/03/2008)
03/03/2008	<u>188</u>	Motion in limine filed by Plaintiff 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Exhibit A - Manual of Patent Examining Procedure, # <u>2</u> Exhibit B - Inter Partes Reexamination Filing Data, # <u>3</u> Manual Filing (Exhibit C - Report of Jason Nieh), # <u>4</u> Exhibit D - Larry Dixon Deposition, # <u>5</u> Exhibit E - 11-29-2006 Douglas Kline Letter, # <u>6</u> Exhibit F - Citrix Disclosures Schedule 4, # <u>7</u> Manual Filing (Exhibit G - Mark S. Reed Deposition), # <u>8</u> Appendix of Unpublished Decisions)(Moser, Christina) Modified text on 3/4/2008 (B,B). (Entered: 03/03/2008)
03/03/2008	<u>189</u>	Brief filed <i>Post-Hearing</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. (Yanchar, Georgia) (Entered: 03/03/2008)
03/03/2008		Pre-Trial Brief filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Supplement Rockwood

	<u>190</u>	Pigments, 53 Fed. Appx. 917, # 2 Supplement Get-a-Grip II, 2002 WL 234289)(Sheehan, Kenneth) (Entered: 03/03/2008)
03/03/2008	<u>191</u>	Motion in limine to Preclude 01 from Challenging the Authenticity of Business Records Identified in Federal Rules of Evidence 902(11) Declarations from Third Parties filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit A, 5/07 emails between David Goldstone and Neal Seth, # <u>2</u> Exhibit B, 902(11) declarations of various individuals, # <u>3</u> Exhibit C, Correspondence regarding 902(11) declarations, # <u>4</u> Exhibit D, 5/31/07 letter from Neal Seth to David Goldstone, # <u>5</u> Exhibit E, U.S. v. Bledsoe, 2003 U.S. App. LEXIS 13312)(Yanchar, Georgia) (Entered: 03/03/2008)
03/03/2008	<u>192</u>	Motion in limine to Preclude 01 from Arguing Conception and Invention Dates that Contradict Sworn Statements to the U.S. Patent Office filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit A, Declaration of Andrew Cheung, # <u>2</u> Notice of Manual Filing of Exhibit B)(Yanchar, Georgia) Modified text on 3/4/2008 (B,B). (Entered: 03/03/2008)
03/03/2008	<u>193</u>	Motion in limine to Preclude 01 from Presenting Evidence of Willful Infringement that 01 Did Not Disclose During Discovery filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit A, Citrix's First Set of Interrogatories, # <u>2</u> Exhibit B, Plaintiff's Responses to Citrix's First Set of Interrogatories, # <u>3</u> Exhibit C, TDATA v. Aircraft, 2007 U.S. Dist. LEXIS 8880; Stoner v. Ann Arbor Railroad, 2007 U.S. Dist. LEXIS 37292; Vance v. U.S., 1999 U.S. App. LEXIS 14943) (Yanchar, Georgia) (Entered: 03/03/2008)
03/03/2008	<u>194</u>	Motion in limine to Preclude 01 from Proferring Expert Testimony from Andrew Cheung filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Exhibit A, Declaration of Andrew Cheung, # <u>2</u> Exhibit B, Day v. Consolidated Rail Corp., 1996 U.S. Dist. LEXIS 6596; Matilla v. South Kentucky Rural Elec. Co-op Corp., 2007 WL 1804342)(Yanchar, Georgia) (Entered: 03/03/2008)
03/03/2008	<u>195</u>	Motion in limine to Preclude James Malackowski from Testifying Regarding Allegations, Analyses, Conclusions, or Opinions Not Disclosed in His Expert Report filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # <u>1</u> Notice of Manual Filing of Exhibit A, # <u>2</u> Exhibit B, Matilla v. South Kentucky Rural Elec. Co-op Corp., 2007 WL 1804342; Ullman v. Auto-Owners Mutual, 2007 U.S. Dist. LEXIS 25590)(Yanchar, Georgia) Modified text on 3/4/2008 (B,B). (Entered: 03/03/2008)
03/03/2008	<u>196</u>	Motion in limine to Preclude 01 from Presenting Evidence Relating to Citrix's Undisclosed Opinion of Counsel filed by Citrix Online, LLC, Citrix Systems, Inc.. (Yanchar, Georgia) (Entered: 03/03/2008)
03/03/2008	<u>197</u>	Pre-Trial Brief filed by Citrix Online, LLC, Citrix Systems, Inc.. (Yanchar, Georgia) Modified text on 3/4/2008 (B,B). (Entered: 03/03/2008)
03/03/2008	<u>198</u>	Motion in limine to preclude 01 from proffering testimony from witnesses whom 01 is paying based upon the outcome of the litigation filed by Citrix Online, LLC, Citrix Systems, Inc. (Related Document# <u>28</u>) (FILED UNDER SEAL) (E,P) Modified text on 3/4/2008 (E,P). (Entered: 03/04/2008)
03/03/2008	<u>199</u>	Motion in limine to preclude evidence of alleged infringement by third party products filed by Citrix Online, LLC, Citrix Systems, Inc. Related document(s) <u>28</u> . (FILED UNDER SEAL)(E,P) (Entered: 03/04/2008)
03/03/2008	<u>200</u>	Motion in limine to preclude evidence of secondary consideration of non-obviousness filed by Citrix Online, LLC, Citrix Systems, Inc. Related document(s) <u>28</u> . (FILED UNDER SEAL) (E,P) (Entered: 03/04/2008)
03/03/2008	<u>201</u>	Motion in limine for a jury instruction regarding 01's spoliation of evidence filed by Citrix Online, LLC, Citrix Systems, Inc. Related document(s) <u>28</u> . (FILED UNDER SEAL)(E,P) (Entered: 03/04/2008)
03/03/2008	<u>202</u>	Motion in limine to preclude Dr. Gregory Ganger from testifying regarding allegations, analyses, conclusions, or opinions not disclosed in his expert reports filed by Citrix Online, LLC, Citrix Systems, Inc. Related document(s) <u>28</u> . (FILED UNDER SEAL)(E,P) (Entered: 03/04/2008)
03/03/2008	<u>203</u>	Exhibit(s) C and G to motion in limine of plaintiff filed by 01 Communique Laboratory, Inc. Related document(s) <u>188</u> , <u>28</u> . (FILED UNDER SEAL)(E,P) (Entered: 03/04/2008)
03/04/2008	<u>204</u>	Notice of Hearing Jury Trial reset for 4/1/2008 09:00 AM in Courtroom 17B before Judge Ann Aldrich. (K,V) (Entered: 03/04/2008)
03/04/2008	<u>205</u>	Supplemental Exhibit AA to Memorandum in Support of Citrix's Motion to Stay Litigation Pending Determination of its Request for Inter Partes Reexamination of the Patent-in-Suit by the U.S. Patent Office filed by Citrix Online, LLC, Citrix Systems, Inc.. Related document(s) <u>176</u> , <u>162</u> .

		(Attachments: # <u>1</u> Exhibit AA (Supplemental), printout from website of U.S. PTO, indicating that Citrix's request for reexamination has been granted)(Yanchar, Georgia) Modified text on 3/5/2008 (B,B). (Entered: 03/04/2008)
03/04/2008		(Court only) Utility Event Terminating Motions. <u>205</u> Motion to stay (<i>Supplemental Exhibit AA to Memorandum in Support of Citrix's Motion to Stay Litigation Pending Determination of its Request for Inter Partes Reexamination of the Patent-in-Suit by the U.S. Patent Office</i>) Motion to stay (<i>Supplemental Exhibit AA to Memorandum in Support of Citrix's Motion to Stay Litigation Pending Determination of its Request for Inter Partes Reexamination of the Patent-in-Suit by the U.S. Patent Office</i>) filed by Citrix Online, LLC, Citrix Systems, Inc.. (B,B) (Entered: 03/05/2008)
03/04/2008	<u>206</u>	Exhibit A to their motion in limine to preclude James Malackowski from testifying regarding allegations, analyses, conclusions, or opinions not disclosed in his expert report filed by Citrix Online, LLC, Citrix Systems, Inc. Related document(s) <u>28</u> , <u>195</u> . (B,B)(Document filed under seal pursuant to Court order) (Entered: 03/05/2008)
03/04/2008	<u>207</u>	Exhibit B to their motion to preclude 01 from arguing conception and invention dates that contradict sworn statements to the U.S. Patent Office filed by Citrix Online, LLC, Citrix Systems, Inc. Related document(s) <u>28</u> , <u>192</u> . (B,B) Modified text on 3/5/2008 (B,B). (Document filed under seal pursuant to Court order) (Entered: 03/05/2008)
03/06/2008	<u>208</u>	Supplemental - <i>Exhibit BB</i> to Reply to Motion to stay <i>Litigation Pending Determination of Citrix's Request for Inter Partes Reexamination of the Patent-in-Suit by the U.S. Patent Office</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. Related document(s) <u>176</u> , <u>162</u> . (Attachments: # <u>1</u> Exhibit BB, Order from U.S. P.T.O. granting reexamination)(Yanchar, Georgia) Modified text on 3/6/2008 (B,B). (Entered: 03/06/2008)
03/07/2008	<u>209</u>	Notice of Hearing of Final Pretrial: Scheduled for Thursday, March 13, 2008 at 10:30 a.m. in Chambers 17B (K,V) (Entered: 03/07/2008)
03/07/2008	<u>210</u>	Notice of Hearing: Final Pretrial set for 3-18-08 at 1:30 p.m. before Chambers 17B (K,V) (Entered: 03/07/2008)
03/10/2008	<u>211</u>	Motion for status conference filed by Citrix Online, LLC, Citrix Systems, Inc.. (Yanchar, Georgia) Modified text on 3/11/2008 (B,B). (Entered: 03/10/2008)
03/10/2008	<u>212</u>	Reply <i>Brief in Response to Defendant's Post-Hearing Brief</i> filed by 01 Communique Laboratory, Inc.. Related document(s) <u>189</u> . (Dettelbach, Steven) (Entered: 03/10/2008)
03/10/2008	<u>213</u>	Reply <i>Brief in Response to Plaintiff's Brief filed Post-Hearing</i> filed by Citrix Online, LLC, Citrix Systems, Inc.. Related document(s) <u>187</u> . (Yanchar, Georgia) (Entered: 03/10/2008)
03/10/2008	<u>214</u>	<i>Response to Citrix's Request for Status Conference</i> filed by 01 Communique Laboratory, Inc.. Related document(s) <u>211</u> . (Warren, Daniel) (Entered: 03/10/2008)
03/12/2008	<u>215</u>	Memorandum and Order (Related Doc # <u>93</u>) (Related Doc # <u>124</u>); (Related Doc # <u>142</u>);(Related Doc # <u>146</u>)(Related Doc # <u>147</u>)(Related Doc # <u>149</u>); (Related Doc # <u>150</u>); (Related Doc # <u>152</u>); (Related Doc # <u>153</u>)(Related Doc # <u>153</u>) (Related Doc # <u>162</u>)(Related Doc # <u>188</u> (Related Doc # <u>191</u>) (Related Doc # <u>192</u>) (Related Doc # <u>193</u>)(Related Doc # <u>194</u>)(Related Doc # <u>195</u> (Related Doc # <u>196</u>)(Related Doc # <u>198</u>) (Related Doc # <u>199</u>)(Related Doc # <u>200</u>); (Related Doc # <u>201</u>) (Related Doc # <u>202</u>) (Related Doc # <u>211</u>). that the court grants Citrix's motion for a stay. (Doc. No. 162.) Accordingly, the court vacates all scheduled hearings and conferences and will hold all pending motions in abeyance, with the exception of Communique's motion to show cause. Citrix is ordered to notify the court when reexamination is completed. Signed by Judge Ann Aldrich on 3-12-08.(K,V) (Entered: 03/12/2008)
03/12/2008		(Court only) Outstanding schedule and motion deadlines terminated. (K,V) (Entered: 03/12/2008)
03/12/2008		(Court only) Utility Event - Terminate Hearings (K,V) (Entered: 03/12/2008)
03/13/2008		(Court only) Referral Terminated (K,V) (Entered: 03/13/2008)
03/20/2008	<u>216</u>	Memorandum and Order The court does not hold Citrix in contempt. However, in light of Citrix's extreme negligence in uploading the entirety of its source code, the court invokes its inherent power to compensate Communique for attorneys fees and expert costs incurred as a result of Citrix's negligence. Related document <u>101</u> . Signed by Judge Ann Aldrich on 3/20/08. (K,K) Modified text on 3/24/2008 (B,B). (Entered: 03/20/2008)

03/31/2008		(Court only) Utility Event Terminating Motions. 201 Motion in limine filed by Citrix Online, LLC, Citrix Systems, Inc., 198 Motion in limine filed by Citrix Online, LLC, Citrix Systems, Inc., 196 Motion in limine to Preclude 01 from Presenting Evidence Relating to Citrix's Undisclosed Opinion of Counsel filed by Citrix Online, LLC, Citrix Systems, Inc., 153 Motion for summary judgment Motion to bifurcate filed by 01 Communique Laboratory, Inc., 149 Motion for summary judgment filed by Citrix Online, LLC, Citrix Systems, Inc., 195 Motion in limine to Preclude James Malackowski from Testifying Regarding Allegations, Analyses, Conclusions, or Opinions Not Disclosed in His Expert Report filed by Citrix Online, LLC, Citrix Systems, Inc., 200 Motion in limine filed by Citrix Online, LLC, Citrix Systems, Inc., 194 Motion in limine to Preclude 01 from Proffering Expert Testimony from Andrew Cheung filed by Citrix Online, LLC, Citrix Systems, Inc., 202 Motion in limine filed by Citrix Online, LLC, Citrix Systems, Inc., 150 Motion for summary judgment filed by 01 Communique Laboratory, Inc., 151 Motion for summary judgment Motion to bifurcate filed by 01 Communique Laboratory, Inc., 152 Motion for partial summary judgment filed by 01 Communique Laboratory, Inc., 193 Motion in limine to Preclude 01 from Presenting Evidence of Willful Infringement that 01 Did Not Disclose During Discovery filed by Citrix Online, LLC, Citrix Systems, Inc., 147 Motion for summary judgment filed by Citrix Online, LLC, Citrix Systems, Inc., 142 Motion for summary judgment of Invalidity for All Asserted Claims of the '479 Patent filed by Citrix Online, LLC, Citrix Systems, Inc., 192 Motion in limine to Preclude 01 from Arguing Conception and Invention Dates that Contradict Sworn Statements to the U.S. Patent Office filed by Citrix Online, LLC, Citrix Systems, Inc., 146 Motion for summary judgment that Defendants Have Not Willfully Infringed filed by Citrix Online, LLC, Citrix Systems, Inc., 199 Motion in limine filed by Citrix Online, LLC, Citrix Systems, Inc., 188 Motion in limine filed by 01 Communique Laboratory, Inc., 191 Motion in limine to Preclude 01 from Challenging the Authenticity of Business Records Identified in Federal Rules of Evidence 902(11) Declarations from Third Parties Motion in limine to Preclude 01 from Challenging the Authenticity of Business Records Identified in Federal Rules of Evidence 902(11) Declarations from Third Parties Motion in limine to Preclude 01 from Challenging the Authenticity of Business Records Identified in Federal Rules of Evidence 902(11) Declarations from Third Parties filed by Citrix Online, LLC, Citrix Systems, Inc., 124 Motion for To Preclude 01 Communique from Introducing or Relying Upon Undisclosed Evidence and Contentions filed by Citrix Online, LLC, Citrix Systems, Inc. Case Stayed. (K,V) (Entered: 03/31/2008)
04/21/2008	<u>217</u>	Brief in Support of Lodestar Rates and Statement of Attorneys' Fees and Expert Costs filed by 01 Communique Laboratory, Inc.. Related document(s) <u>216</u> . (Attachments: # <u>1</u> Exhibit A: Time Entries Concerning March 9, 2007 Letter, # <u>2</u> Exhibit B: Time Entries Following Citrix's March 22, 2007 Letter to the Court, # <u>3</u> Exhibit C: Time Entries Concerning the Investigation and Preparation of the May 18, 2007 Reply Brief, # <u>4</u> Exhibit D: Declaration of Gregory R. Ganger, # <u>5</u> Exhibit E: Declaration of Kenneth J. Sheehan, # <u>6</u> Exhibit F: AIPLA Report of the Economic Survey 2007) (Sheehan, Kenneth) (Entered: 04/21/2008)
05/08/2008	<u>218</u>	Brief in Opposition to Plaintiff's Submission for Attorneys' Fees and Expert Costs filed by Citrix Online, LLC, Citrix Systems, Inc.. Related document(s) <u>217</u> . (Attachments: # <u>1</u> Exhibit Attachment 1) (Yanchar, Georgia) (Entered: 05/08/2008)
05/19/2008	<u>219</u>	Reply in Support of Plaintiff's Submission for Attorneys' Fees and Expert Costs filed by 01 Communique Laboratory, Inc.. Related document(s) <u>217</u> , <u>218</u> . (Sheehan, Kenneth) (Entered: 05/19/2008)
06/02/2008	<u>220</u>	Memorandum and Order that the court awards Communique \$6,603.75 in attorneys fees incurred in preparing the March 9th letter and \$18,990.05 in attorneys fees incurred in preparing the April 20th motion to preclude. However, because Communique has failed to submit an itemized statement of expert fees as required by the courts March 20th order, an award of such fees has not been substantiated. Judge Ann Aldrich on 6-2-08. (K,V) (Entered: 06/02/2008)
02/18/2009	<u>221</u>	Order that parties file a joint status report by 3/20/09 regarding the status of the reexamination process. Judge Ann Aldrich on 2-18-09. (K,V) (Entered: 02/18/2009)
03/20/2009	<u>222</u>	Joint Status Report Regarding the Status of the Inter Partes Reexamination of the Patent-In-Suit by the U.S. Patent Office filed by 01 Communique Laboratory, Inc., Citrix Online, LLC, Citrix Systems, Inc. (Sheehan, Kenneth) (Entered: 03/20/2009)
07/27/2009	<u>223</u>	Order withdrawn - filed in error. Order requiring parties to file Joint Status Report by September 1, 2009 regarding the status of the reexamination process. Related document <u>222</u> . Signed by Judge Ann Aldrich on 7/27/09. (K,K) Modified text 7/27/2009 (K,K). (Entered: 07/27/2009)
08/07/2009	<u>224</u>	Order This court has considered both parties' positions and directs the parties to immediately inform the court when the PTO reexamination is completed. Until that time, this case shall remain STAYED and administratively CLOSED subject to reopening upon written motion by any of the parties. Signed by Judge Ann Aldrich on 8/7/09. (K,K) (Entered: 08/07/2009)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

01 COMMUNIQUE LABORATORY, INC.,)	
)	Case No.1:06-CV-00253
Plaintiff,)	
)	
v.)	JUDGE ANN ALDRICH
)	
CITRIX SYSTEMS, INC., et al.,)	
)	
Defendants.)	<u>ORDER</u>
)	
)	

On December 7, 2007, Citrix Systems, Inc. ("Citrix") filed its request for *inter partes* reexamination of the '479 patent with the United States Patent and Trademark Office (the "PTO"). On March 12, 2008, this court granted Citrix's motion for a stay. On March 30, 2009, 01 Communique Laboratory, Inc. ("01 Communique") petitioned this court by letter to lift the stay, citing the allegedly long average duration of the appeals process for an inter partes reexamination. Citrix responded on April 9, 2009, and 01 Communique replied on April 24, 2009.

This court has considered both parties' positions and directs the parties to immediately inform the court when the PTO reexamination is completed. Until that time, this case shall remain STAYED and administratively CLOSED subject to reopening upon written motion by any of the parties.

IT IS SO ORDERED.

/s/ Ann Aldrich
ANN ALDRICH
UNITED STATES DISTRICT JUDGE

Dated: August 7, 2009

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

1:06CV0253

01 COMMUNIQUE LABORATORY, INC.,

Plaintiff,

vs.

CITRIX SYSTEMS, INC.,

Defendant.

CASE NO.

JUDGE

JUDGE ALDRICH

COMPLAINT FOR PATENT
INFRINGEMENT

JURY TRIAL DEMANDED

MAG. JUDGE PERELMAN

In support of its Complaint against defendant Citrix Systems, Inc. ("Citrix") for patent infringement, plaintiff 01 Communique Laboratory, Inc. ("01"), by and through its undersigned counsel, states:

THE PARTIES

1. Plaintiff 01 is a corporation organized and existing under the laws of Ontario, Canada and has a principal place of business at 1450 Meyerside Drive, Suite 500, Mississauga, Ontario, Canada, L5T 2N5. Plaintiff 01 manufactures and sells I'm InTouch, a secure, Internet-based remote access solution that provides the ability to log in and work on a personal computer running the I'm InTouch software from virtually any device with an Internet connection.

2. Citrix is a corporation organized and existing under the laws of Delaware and has a principal place of business at 851 West Cypress Creek Road, Fort Lauderdale, Florida, 33309. Citrix, through its Citrix Online division, is in the business of manufacturing, importing, selling,

and/or offering to sell Internet-based access, support, and collaboration software and services in this Judicial District and throughout the United States. These products and services include, but are not limited to, GoToMyPC®, a solution for remote, secure, and managed desktop personal computer access over the Internet, GoToAssist™, a remote support solution, and GoToMeeting™, a solution for conducting online meetings.

3. Citrix transacts business within this Judicial District on a systematic and continuous basis. On information and belief, Citrix sells its products through direct Internet sales, and through value-added resellers, system integrators, and consultants, within the Eastern Division of the Northern District of Ohio. According to the Citrix Internet site at www.citrix.com, there are seventeen certified, value-added resellers of Citrix products located within a twenty-five mile radius of the United States Court House in the Eastern Division of the Northern District of Ohio. Among those seventeen is Lazorpoint, Inc., 14600 Detroit Avenue, Suite 1450, Lakewood, OH 44107, which resells Citrix products including, but not limited to, GoToMyPC®, GoToAssist™, and GoToMeeting™.

JURISDICTION AND VENUE

4. This action arises under the Patent Act, 35 U.S.C. § 1, *et. seq.* This Court has subject matter jurisdiction under 28 U.S.C. §§ 1331 and 1338(a). This Court has personal jurisdiction over Citrix under the appropriate provisions of Ohio law.

5. Venue is proper in this Court pursuant to 28 U.S.C. §§ 1391 and 1400(b).

COUNT I - INFRINGEMENT OF U.S. PATENT 6,928,479

6. The allegations of paragraphs 1 through 5 are realleged as if fully set forth herein.

7. Plaintiff 01 is the owner by assignment of United States Patent No. 6,928,479 (hereinafter "the '479 Patent"), entitled "System Computer Product and Method for Providing a Private Communication Portal," a copy of which is attached hereto as Exhibit A. The '479 Patent was duly and lawfully issued by the United States Patent and Trademark Office on August 9, 2005.

8. Plaintiff 01 has marked its products embodying the '479 Patent pursuant to 35 U.S.C. § 287.

9. Citrix, through its Citrix Online division, manufactures, imports, uses, sells, and/or offers for sale Internet-based access, support, and collaboration software and services in this Judicial District and throughout the United States that infringe one or more claims of the '479 Patent literally or under the doctrine of equivalents. The infringing software manufactured, imported, used, sold, and/or offered for sale within this Judicial District includes, but is not limited to, Citrix GoToMyPC®. By its acts, Citrix is also inducing others to infringe the '479 Patent and contributing to the infringement by others of the '479 Patent.

10. Plaintiff 01 has been irreparably harmed and monetarily damaged by Defendant's infringement of the '479 Patent. The harm and monetary damages include, but are not limited to, lost profits, price erosion, and lost sales relating to affiliated products and services, as a result of Defendant's infringement. If Defendant's infringement of the '479 Patent is not permanently enjoined, 01 will continue to be irreparably harmed and monetarily damaged.

11. Defendant's infringement of the '479 Patent is willful. This is an exceptional case warranting an award of treble damages to 01 under 35 U.S.C. § 284 and an award of its reasonable attorney fees and costs for the maintenance of this action under 35 U.S.C. § 285.

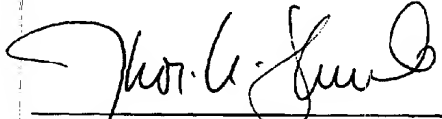
WHEREFORE, plaintiff 01 respectfully requests the following relief:

- A. Judgment that Defendant has infringed the '479 Patent;
- B. Judgment that Defendant's infringement of the '479 Patent is willful;
- C. Damages for infringement of the '479 Patent, including, but not limited to, lost profits, price erosion, lost sales relating to affiliated products and services, and pre- and post-judgment interest on damages awarded to 01;
- D. Treble damages for willful infringement of the '479 Patent;
- E. A permanent injunction against Citrix prohibiting infringement of the '479 Patent;
- F. Judgment that this is an exceptional case under 35 U.S.C. § 285 warranting an award of 01's attorneys' fees;
- G. Costs for this lawsuit; and
- H. Any other relief deemed just by the Court.

JURY DEMAND

Plaintiff demands a trial by jury on all issues.

Dated: February 1, 2006



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Mediator

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Counter-Claimant

Citrix Systems, Inc.

V.

Counter-Defendant

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Date Filed	#	Docket Text
02/01/2006	<u>1</u>	Complaint with jury demand against Citrix Systems, Inc. (1 summons and Magistrate Consent Forms issued to counsel). Filed by 01 Communique Laboratory, Inc. Filing fee paid; receipt number 676065. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Civil Cover Sheet)(C, BA) (Entered: 02/01/2006)
02/01/2006	<u>2</u>	Random Assignment of Magistrate Judge Perelman (C, BA) (Entered: 02/01/2006)
02/01/2006	<u>3</u>	Corporate Disclosure Statement filed by 01 Communique Laboratory, Inc. (C, BA) (Entered: 02/01/2006)
02/20/2006	<u>4</u>	Motion for appearance pro hac vice of <i>Kenneth J. Sheehan</i> filed by 01 Communique Laboratory, Inc.. (Shunk, Thomas) (Entered: 02/20/2006)
02/20/2006	<u>5</u>	Motion for appearance pro hac vice of <i>William C. Bergmann</i> filed by 01 Communique Laboratory, Inc.. (Shunk, Thomas) (Entered: 02/20/2006)
02/21/2006		Order (non-document) granting plaintiff's motion for appearance pro hac vice by attorney Kenneth J. Sheehan and William Bergmann for 01 Communique Laboratory, Inc. (Related Doc # <u>4</u>) (Related Doc # <u>5</u>). Approved by Judge Ann Aldrich(K, V) (Entered: 02/21/2006)
02/21/2006		Financial Transaction in the amount of \$380.00 received for motion to appear pro hac vice by attorneys William C. Bergmann and Kenneth J. Sheehan, Receipt # 676551 Related document(s) <u>5</u> , <u>4</u> . (C, BA) (Entered: 02/21/2006)
02/22/2006	<u>6</u>	Proposed Stipulation For Extension Of Time until 3/27/2006 for Citrix Systems, Inc. to move, answer or otherwise respond to the complaint filed by 01 Communique Laboratory, Inc.. (Shunk, Thomas) Modified text of docket entry on 2/23/2006 (B, B). (Entered: 02/22/2006)
02/22/2006	<u>7</u>	Return of Service Executed upon Citrix Systems, Inc. by copy left on 02-03-2006 filed by 01 Communique Laboratory, Inc. (Shunk, Thomas) (Entered: 02/22/2006)
03/08/2006	<u>8</u>	Case Management Conference Scheduling Order with case management conference to be held on 4/7/2006 at 11:00 AM at Chambers 17B before Hon. Ann Aldrich.. Signed by Judge Ann Aldrich on 3-8-06. (Attachments: # <u>1</u> Position Statement)(K, V) (Entered: 03/08/2006)
03/08/2006	<u>9</u>	Stipulation & Order that defendants may have until 3-27-06 for leave to plead to complaint. Signed by Judge Ann Aldrich on 3-8-06. (Related doc <u>6</u>) (K, V) Modified to create link: on 3/9/2006 (B, B). (Entered: 03/08/2006)
03/27/2006	<u>10</u>	Answer to Complaint (Related Doc # <u>1</u>) filed by Citrix Systems, Inc.. (Cipolla, John) Modified text of docket entry on 3/28/2006 (B, B). (Entered: 03/27/2006)
03/27/2006	<u>11</u>	Corporate Disclosure Statement filed by Citrix Systems, Inc.. (Cipolla, John) (Entered: 03/27/2006)
03/31/2006	<u>12</u>	Unopposed Motion to Reschedule Case Management Conference and for Waiver of Requirement that the Parties Attend filed by Citrix Systems, Inc.. (Cipolla, John) Modified text of docket entry on 4/3/2006 (B, B). (Entered: 03/31/2006)
04/03/2006	<u>13</u>	Marginal Order granting Citrix Systems, Inc.'s unopposed motion to continue Case Management Conference and waive parties to personally attend. (Related Doc # <u>12</u>) Case management conference reset for 5/5/2006 at 01:30 PM at Chambers 17B before Hon. Ann Aldrich. Signed by Judge Ann Aldrich on 4-3-06.(K, V) Modified text of docket entry on 4/4/2006 (B, B). (Entered: 04/03/2006)
04/10/2006	<u>14</u>	Unopposed Motion to amend complaint filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Exhibit A (Proposed Amended Complaint)# <u>2</u> [Exhibit A to Proposed Amended Complaint])(Moser, Christina) (Entered: 04/10/2006)
04/18/2006		Order [non-document] granting 01 Communique Laboratory, Inc.'s Motion to amend complaint (Related Doc # <u>14</u> . Judge Ann Aldrich(K, V) Modified text of docket entry on 4/19/2006 (B, B). (Entered: 04/18/2006)

04/18/2006	<u>15</u>	First Amended complaint with jury demand against Citrix Systems, Inc. and new party defendant Citrix Online, LLC. Filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Exhibit A)(K, V) Modified text of docket entry on 4/19/2006 (B, B). (Entered: 04/18/2006)
04/19/2006	<u>16</u>	Unsigned Praecipe for issuance of Summons to Citrix Online LLC filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Draft Summons)(Shunk, Thomas) Modified text of docket entry on 4/20/2006 (B, B). (Entered: 04/19/2006)
04/19/2006		Summons issued to counsel re: Citrix Online, LLC on 4/19/2006 (docmt #16) (C, BA) (Entered: 04/19/2006)
04/24/2006	<u>17</u>	Attorney Appearance filed by Georgia K.E. Yanchar on behalf of Citrix Online, LLC, Citrix Systems, Inc.. (Yanchar, Georgia) Modified text of docket entry on 4/25/2006 (B, B). (Entered: 04/24/2006)
05/01/2006	<u>18</u>	Joint Position Statement Re: Agenda for Case Management Conference filed by 01 Communique Laboratory, Inc.. Related document(s) <u>8</u> , <u>13</u> . (Shunk, Thomas) Modified text of docket entry on 5/2/2006 (B, B). (Entered: 05/01/2006)
05/02/2006	<u>19</u>	Motion for appearance pro hac vice of Robert S. Blasi, Jr. by Citrix Online, LLC, Citrix Systems, Inc. (Attachments: # <u>1</u> Declaration)(Yanchar, Georgia) Modified text of docket entry on 5/2/2006 (B, B). (Entered: 05/02/2006)
05/02/2006		Financial Transaction in the amount of \$190.00 received for motion to appear pro hac vice by attorney Robert S. Blasi, Receipt # 14660000845 Related document(s) <u>19</u> . (R, Sh) (Entered: 05/02/2006)
05/03/2006		Order [non-document] granting Motion for appearance pro hac vice by attorney Robert S Blasi, Jr for Citrix Online, LLC and Citrix Systems, Inc. (Related Doc # <u>19</u>). Judge Ann Aldrich(K, V) (Entered: 05/03/2006)
05/03/2006		Financial Transaction in the amount of \$190.00 received for motion to appear pro hac vice by attorney Douglas J. Kline, Receipt # 14660000907 (C, BA) (Entered: 05/03/2006)
05/03/2006	<u>20</u>	Motion for appearance pro hac vice of Douglas J. Kline by Citrix Online, LLC, Citrix Systems, Inc.. Filing fee \$ 190, receipt number 14660000907. filed by Citrix Online, LLC, Citrix Systems, Inc.. Filing fee paid; receipt number 1466000098. (Attachments: # <u>1</u> Declaration of Douglas J. Kline) (Yanchar, Georgia) Modified on 5/8/2006 (C, BA)(corrected receipt number). (Entered: 05/03/2006)
05/05/2006	<u>21</u>	Minutes of proceedings.Case Management Conference held on 5-5-06 before Judge Ann Aldrich. Fact Discovery: 10-20-06; Expert Reports: 10-27-06; Rebuttal Reports: 11-24-06. Discovery due by 12/15/2006. Parties to be Joined and Pleading Amendments due by 5/31/2006, Dispositive Motions due by 1/26/2007, Jury Trial set for 5/1/2007 09:00 AM in Courtroom 17B before Hon. Ann Aldrich. (K, V) (Entered: 05/05/2006)
05/10/2006		Order [non-document] granting Motion for appearance pro hac vice by attorney Douglas J. Kline for Citrix Online and LLC and Citrix Systems, Inc. Judge Ann Aldrich (Related Doc # <u>20</u>)(K, V) (Entered: 05/10/2006)
05/12/2006	<u>22</u>	Answer to Amended Complaint (Related Doc # <u>15</u>) filed by all defendants. (Yanchar, Georgia) (Entered: 05/12/2006)
05/12/2006	<u>23</u>	Corporate Disclosure Statement filed by Citrix Online, LLC. (Yanchar, Georgia) (Entered: 05/12/2006)
05/24/2006	<u>24</u>	Order Telephone Conference reset for 6/1/2006 02:30 PM to be held telephonically before Hon. Ann Aldrich. Parties are to submit by fax position statements regarding the Markman Hearing by 12:00 May 31, 2006. Signed by Judge Ann Aldrich on 5-24-06. (K, V) Modified on 5/25/2006 (S, R). (Entered: 05/24/2006)
05/31/2006	<u>25</u>	Position Statement Regarding Claim Construction Timing filed by all defendants. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D)(Yanchar, Georgia) Modified text of docket entry on 6/1/2006 (B, B). (Entered: 05/31/2006)
06/06/2006	<u>26</u>	Order scheduling Markman hearing to be held on 11/2/2006 at 09:00 AM at Courtroom 17B. Parties shall submit briefs and comply to the scheduling requirements set forth in the order. Signed by Judge Ann Aldrich on 6-6-06. (K, V) (Entered: 06/06/2006)
06/09/2006	<u>27</u>	Motion for entry of stipulated protective order filed by all parties. (Moser, Christina) Modified text of docket entry on 6/12/2006 (B, B). (Entered: 06/09/2006)

06/12/2006		Minutes of proceedings [non-document].Scheduling Conference held on 6-1-06. Parties presented argument on their respective proposals regarding scheduling of a claim construction (Markman) hearing. The court agreed to take the issue under advisement (1 hour) before Judge Ann Aldrich. (Court Reporter Shirle Perkins.) (K, V) (Entered: 06/12/2006)
06/20/2006	28	Order granting stipulated motion for protective order (Related Doc # 27). Signed by Judge Ann Aldrich on 6-20-06.(K, V) (Entered: 06/20/2006)
06/21/2006		Financial Transaction in the amount of \$190.00 received for motion to appear pro hac vice by attorney William A. Meunier, Receipt # 14660001968 (R, Sh) (Entered: 06/21/2006)
06/21/2006	29	Motion for attorney William A. Meunier to Appear Pro Hac Vice Filing fee 190, receipt number 14660001968. filed by Citrix Online, LLC, Citrix Systems, Inc.. Filing fee paid; receipt number 14660001968. (Attachments: # <u>1</u> Declaration of William A. Meunier)(Yanchar, Georgia) (Entered: 06/21/2006)
06/26/2006		Order [non-document] granting Motion for appearance pro hac vice by attorney William A. Meunier for Citrix Online, LLC and Citrix Systems, Inc. (Related Doc # 29). Judge Ann Aldrich(K, V) (Entered: 06/26/2006)
07/11/2006	30	Order clarifying the Court's scheduling Order (related document 26 . Signed by Judge Ann Aldrich on 7/11/06. (C, Ca) (Entered: 07/11/2006)
08/01/2006	31	Unopposed Motion for extension of filing of Joint Claim Construction and Prehearing Statement until August 23, 2006 filed by 01 Communique Laboratory, Inc.. (Moser, Christina) (Entered: 08/01/2006)
08/02/2006		Order [non-document] granting <u>31</u> plaintiff's motion for extension until 8-23-06 to file joint claim construction and prehearing statement. Judge Ann Aldrich (K, V) Modified text of docket entry on 8/4/2006 (B, B). (Entered: 08/02/2006)
08/07/2006	32	Notice of Hearing Discovery Hearing set for 8/15/2006 01:30 PM in Courtroom 17B before Hon. Ann Aldrich. (K, V) (Entered: 08/07/2006)
08/15/2006		Minutes of proceedings [non-document].Discovery Hearing held on 8/15/06 before Judge Ann Aldrich. Court heard counsel on discovery disputes, requested briefing on source code issue. (Court Reporter Judy Gage.) (K, V) (Entered: 08/15/2006)
08/15/2006	33	Order following discovery hearing, directing parties to brief the issue of source code production, setting a deadline for election or waiver of the opinion of counsel defense to willful or bad faith infringement, and setting a limit of 20 terms for the claim construction hearing. Signed by Judge Ann Aldrich on 8/15/2006. (C,G) (Entered: 08/15/2006)
08/17/2006	34	Transcript of Proceedings held on 8/15/06 before Judge Aldrich filed manually. To obtain a bound copy of this transcript please contact Court Reporter Judith A. Gage at 216-357-7238. Complete document on file, 34 pages. (E, P) (Entered: 08/23/2006)
08/23/2006	35	Joint Pre Markman Brief <i>Claim Construction and Prehearing Statement</i> filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C)(Moser, Christina) Modified text of docket entry on 8/24/2006 (B, B). (Entered: 08/23/2006)
09/07/2006	36	Joint Motion for extension of time to Take Expert Depositions filed by 01 Communique Laboratory, Inc.. (Moser, Christina) (Entered: 09/07/2006)
09/08/2006		Order [non-document] granting joint motion to extend time to take expert depositions after Markman Discovery deadline <u>36</u> . 01 to take deposition of Christiansen 9-19-06; and Citrix to take deposition of Granger on 9-27-06. Judge Ann Aldrich (K, V) (Entered: 09/08/2006)
09/25/2006	37	Notice of Manual Filing of Exhibit B to Markman Brief filed by 01 Communique Laboratory, Inc.. (Moser, Christina) (Entered: 09/25/2006)
09/25/2006	38	Markman Brief (<i>Opening</i>) filed by 01 Communique Laboratory, Inc.. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E# <u>6</u> Exhibit F)(Bergmann, William) Modified text of docket entry on 9/26/2006 (B, B). (Entered: 09/25/2006)
10/10/2006	39	Markman Brief filed by all defendants. (Attachments: # <u>1</u> Exhibit 2# <u>2</u> Exhibit 3# <u>3</u> Exhibit 1# <u>4</u> Exhibit 4# <u>5</u> Exhibit 5# <u>6</u> Exhibit 6# <u>7</u> Exhibit 7# <u>8</u> Exhibit 8# <u>9</u> Exhibit 9# <u>10</u> Exhibit 10# <u>11</u> Exhibit 11# <u>12</u> Exhibit 12# <u>13</u> Exhibit 13# <u>14</u> Exhibit 14# <u>15</u> Exhibit 15# <u>16</u> Exhibit 16# <u>17</u> Exhibit 17# <u>18</u> Exhibit 18)(Yanchar, Georgia) (Entered: 10/10/2006)

10/11/2006	40	Unopposed Motion for extension of time to Reply to Markman Brief until October 17, 2006 filed by 01 Communique Laboratory, Inc.. (Moser, Christina) Modified text of docket entry on 10/13/2006 (B, B). (Entered: 10/11/2006)
10/12/2006		Order [non-document] granting 40 01 Communique Laboratory, Inc.'s Motion to Extend Deadlines to file reply brief until 10-17-06. Judge Ann Aldrich (K, V) Modified text of docket entry on 10/13/2006 (B, B). (Entered: 10/12/2006)
10/17/2006	41	Reply Brief Regarding Claim Construction filed by 01 Communique Laboratory, Inc.. (Attachments: # 1 Exhibit G# 2 Exhibit H# 3 Exhibit I# 4 Exhibit J# 5 Exhibit K# 6 Exhibit L# 7 Exhibit M# 8 Exhibit N# 9 Exhibit O# 10 Exhibit P# 11 Exhibit Q# 12 Exhibit R# 13 Exhibit S# 14 Exhibit T# 15 Exhibit U# 16 Exhibit V) (Moser, Christina) (Entered: 10/17/2006)
10/26/2006	42	Motion for attorney Annette Kwok to Appear Pro Hac Vice Filing fee 190, receipt number 2190407. filed by 01 Communique Laboratory, Inc.. (Attachments: # 1 Exhibit A -- Declaration of Annette Kwok)(Moser, Christina) (Entered: 10/26/2006)
10/26/2006	43	Motion for attorney Phong D. Nguyen to Appear Pro Hac Vice Filing fee 190, receipt number 2190703. filed by 01 Communique Laboratory, Inc.. (Attachments: # 1 Exhibit A -- Nguyen Declaration)(Moser, Christina) (Entered: 10/26/2006)
10/26/2006	44	Motion for attorney Conrad J. DeWitte, Jr. to Appear Pro Hac Vice Filing fee 190, receipt number 2190716. filed by 01 Communique Laboratory, Inc.. (Attachments: # 1 Exhibit A -- DeWitte Declaration)(Moser, Christina) (Entered: 10/26/2006)
10/27/2006		Order [non-document] granting motions by plaintiff for appearance pro hac vice by attorneys Annette Kwok, Phong D. Nguyen and Conrad J. DeWitte, Jr for 01 Communique Laboratory, Inc. (Related Doc # 42),(Related Doc # 43), (Related Doc # 44). Judge Ann Aldrich(K, V) (Entered: 10/27/2006)
10/30/2006		Financial Transaction in the amount of \$190.00 received for motion to appear pro hac vice by attorney Richard B. Myrus, Receipt # 14660004483 (C, BA) (Entered: 10/30/2006)
10/30/2006	45	Motion for attorney Richard B. Myrus to Appear Pro Hac Vice Filing fee 190, receipt number 14660004483. filed by Citrix Online, LLC, Citrix Systems, Inc.. Filing fee paid; receipt number 14660004483. (Attachments: # 1 Delcaration of Richard B. Myrus)(Yanchar, Georgia) (Entered: 10/30/2006)
10/31/2006		Order [non-document] granting Motion for appearance pro hac vice by attorney Richard B. Myrus for Citrix Online, LLC and Citrix Systems, Inc. (Related Doc # 45). Approved by Judge Ann Aldrich on 10-31-06.(K, V) Modified text of docket entry on 11/1/2006 (B, B). (Entered: 10/31/2006)
11/03/2006		Minutes of proceedings [non-document].Markman Hearing held on 11/2/06 before Judge Ann Aldrich. Patent claim construction hearing construing terms in 01's patent claims. Testimony taken. Additional briefing will be filed by both parties on 11/17/06, with a 20 page limit. Responses are due by 12/1/06 with a 10 page limit. (Court Reporter Angela Nixon.) (K, V) (Entered: 11/03/2006)
11/03/2006	46	Exhibit/Witness List regarding Markman Hearing held 11-2-06 (K, V) (Entered: 11/03/2006)
11/17/2006	47	Transcript of Markman Proceedings held on 11/2/06 before Judge Ann Aldrich filed manually. To obtain a bound copy of this transcript please contact Court Reporter Angela D. Nixon at 419-260-5259. Complete document on file, 201 pages. (G, D) (Entered: 11/17/2006)
11/17/2006	48	Supplemental Markman Brief (Post-Hearing Claim Construction Brief) filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # 1 Exhibit 19# 2 Exhibit 20# 3 Exhibit 21# 4 Exhibit 22# 5 Exhibit 23# 6 Exhibit 24# 7 Exhibit 25)(Cipolla, John) (Entered: 11/17/2006)
11/17/2006	49	Post-Hearing Brief on Patent Claim Construction Brief filed by 01 Communique Laboratory, Inc.. (Attachments: # 1 Brief in Support 01 Communique's Post-Hearing Patent Claim Construction Brief# 2 Exhibit A to D# 3 Exhibit E-G# 4 Exhibit H-N) (Bergmann, William) Modified text of docket entry on 11/27/2006 (B, B). (Entered: 11/17/2006)
12/01/2006	50	Post Markman Brief in Response to Plaintiff's Post-Hearing Brief filed by Citrix Online, LLC, Citrix Systems, Inc.. (Attachments: # 1 Exhibit 26# 2 Exhibit 27# 3 Exhibit 28)(Cipolla, John) (Entered: 12/01/2006)
12/01/2006	51	Reply Post-Markman Hearing Brief filed by 01 Communique Laboratory, Inc.. (Attachments: # 1 Exhibit O# 2 Exhibit P) (Bergmann, William) (Entered: 12/01/2006)
01/10/2007		Motion to compel discovery filed by 01 Communique Laboratory, Inc.. (Attachments: # 1 Brief in